



C. Earl Hunter, Commissioner

Promoting and protecting the health of the public and the environment

PUBLIC NOTICE

South Carolina Ports Authority

2008-0066-1IT-P – Clarification and Revision

The Army Corps of Engineers (Corps) placed the above project on public notice on February 20, 2009. The Corps current public notice of February 20, 2009, includes the 'change in use' component that was originally public noticed under 2007-2527-1IT-P and subsequently withdrawn by the applicant at the time, Port Royal Harbor, LLC.

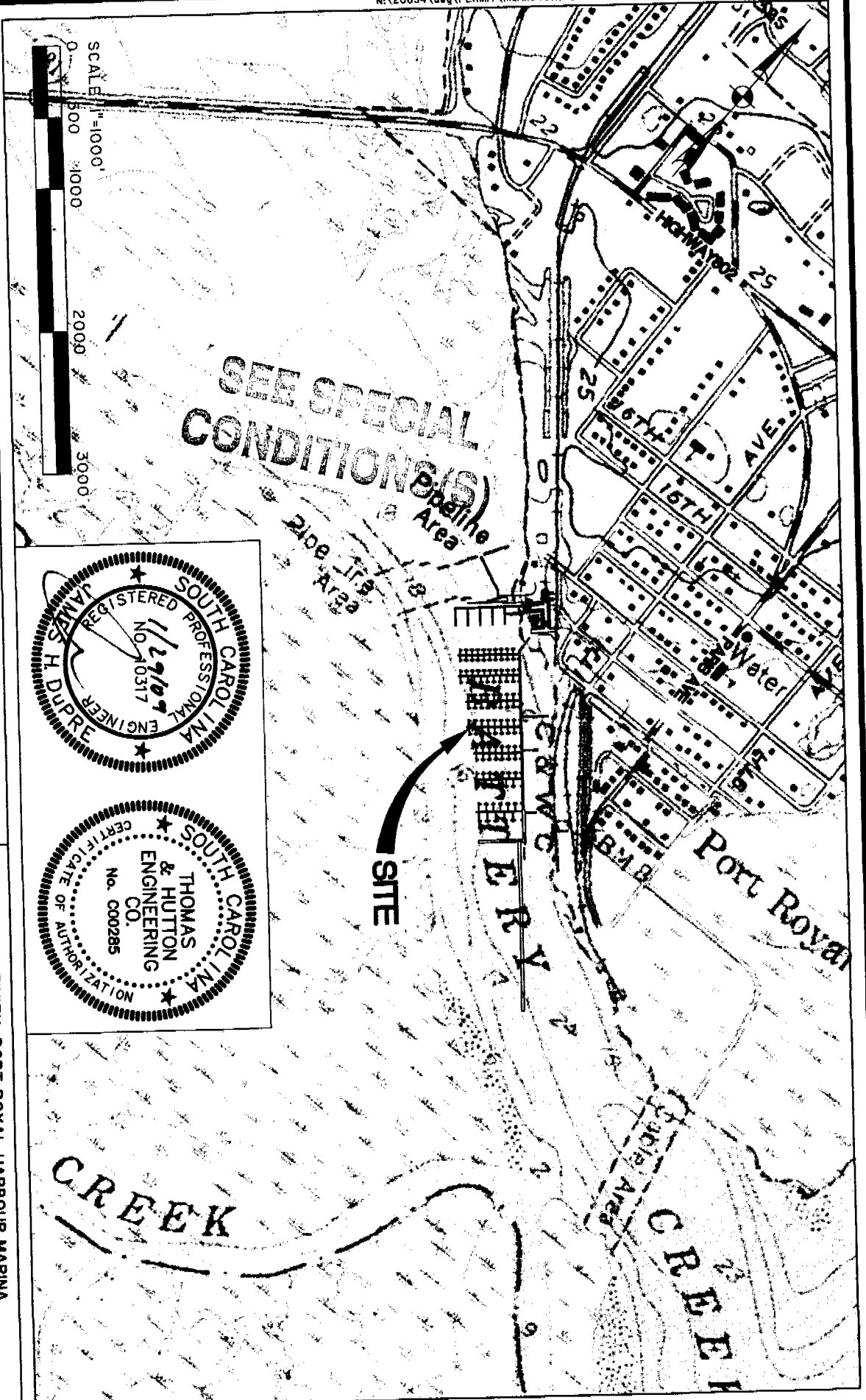
The South Carolina Ports Authority, under the original number, 2008-0066-1IT-P, public noticed on January 25, 2008, published the marina portion of the project. Revisions/reductions to the marina layout have been made from the original public notice and are included in this package. The revisions include 1. A 250-slip dry stack facility will be constructed in uplands. 2. Construction of a 10' X 70' and 10' X 50' L-shaped floating dock with a 10' X 260.35' diagonal floating dock extension. 3. Construction of a 6' X 250' straight floating dock attached to a new 50' X 130' fixed pier for launching boats from the dry stack marina. 4. Construction of 8' X 500' fixed main dock with five 8' X 120' fixed finger piers for the creation of shrimp docks. In addition, the project consists of a 12' X 1400' main floating dock with seven perpendicular floating T-head docks. Three different T-head configurations are proposed and are as follows: 1. Dock #1 and Dock #2 consist of an 8' X 424' and an 8' X 88' floating T-head, creating eighteen 36' X 42' slips; 2. Dock #3 and #4 consist of an 8' X 372' and 8' X 108' floating T-head dock, creating fourteen 42' X 50' slips; 3. Dock #5 consists of an 8' X 326' and 8' X 108' floating T-head dock combination with twelve 4' X 50' finger piers, six on either side, creating twelve 42' X 50' slips. 4. Dock #6 consist of an 8' X 326' and 8' X 118' floating T-head, creating six 42' X 50' slips and six 48' X 60' slips. Dock #7 consist of an 8' X 314' and 8' X 138' T-head, creating five 48' X 60' slips and four 55' X 70' slips. The main floating dock will connect with uplands by three 6' X 80' gangways. An 18' X 264.58' wave attenuator is also proposed downstream of the 228 wet slip marina. Also included is the construction of a 20' X 1200' floating mega-dock to be placed alongside the existing concrete wharf. Electric, fueling, and pump-out facilities will be provided at the marina. In addition, the applicant proposes a change of use of the existing wharf. Specifically, the existing warehouse is to be demolished and a new 40' wide X 130' long and 22' tall new building will be constructed on the wharf. The new building will be used for marina offices, restrooms, laundry facilities, bait and tackle retail shop and utilities and supporting services of the proposed new marina.

The drawings dated **January 29, 2009**, reflect the final marina configuration.

This notice is provided to inform interested parties that OCRM is reviewing the request for change of use under permit number 2008-0066-1IT-P. The revised marina drawings and Corps public notice of February 20, 2009 are included in this OCRM notice. Further, the Operations and Maintenance Manual for 2008-0066-1IT-P is available for review during normal business hours, 8:30 a.m. to 5:00 p.m., Monday – Friday at the address listed below.

The deadline to have written comments to OCRM is April 12, 2009. Written comments must be submitted to Jeff Thompson at the address below. For further information you may reach Jeff Thompson at (843) 953-0219.

March 13, 2009



935 HOUSTON NORTHCUTT
BOULEVARD
MOUNT PLEASANT, SC 29464
(843)849-0200
SAVANNAH, GA
MYRTLE BEACH, SC

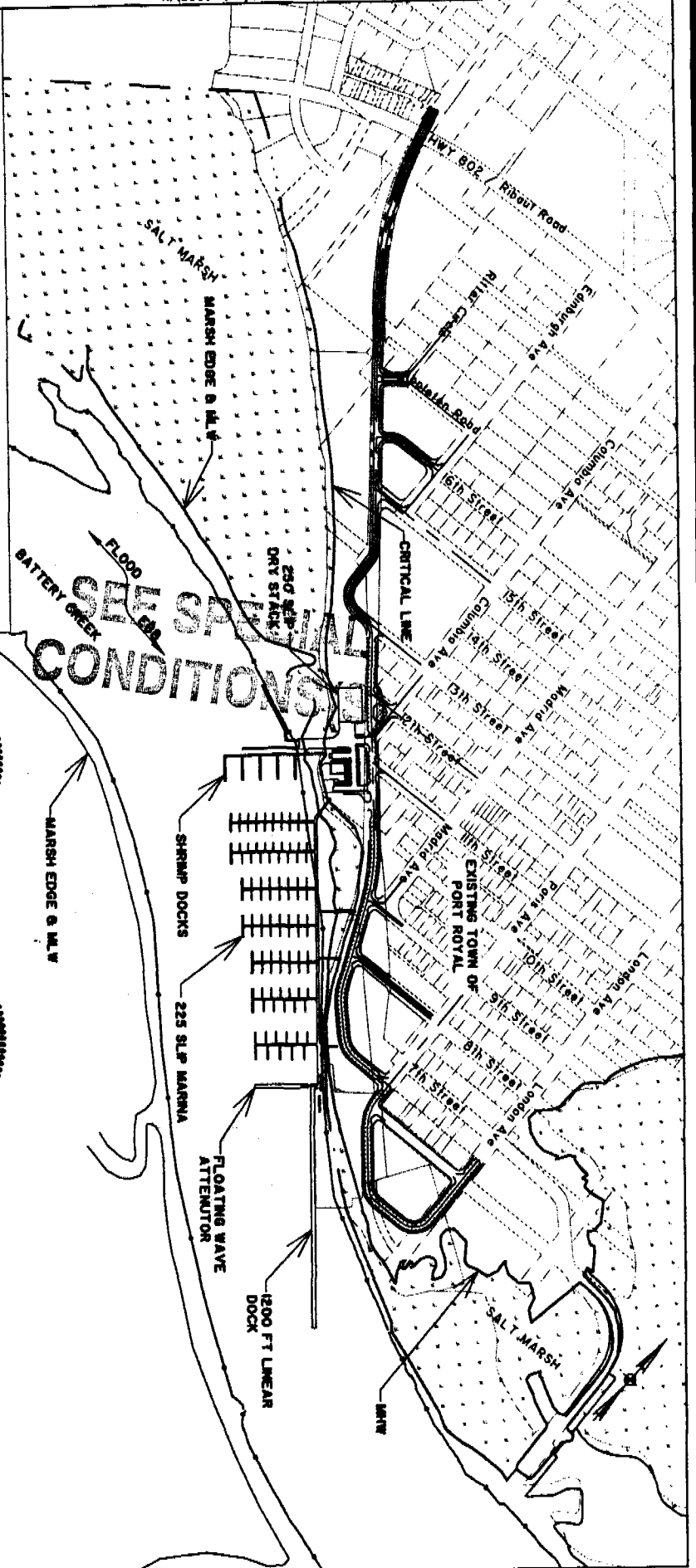
QUADRANGLE MAP
PROPOSED MARINA

NOTE: FOR PERMITTING PURPOSES ONLY.
NOT FOR CONSTRUCTION.

PROPOSED ACTIVITY: PORT ROYAL HARBOUR MARINA
COUNTY: BEAUFORT
APPLICANT: PORT ROYAL HARBOUR, LLC
DECEMBER 19, 2007
REVISED: JANUARY 29, 2009

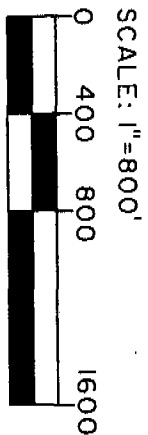
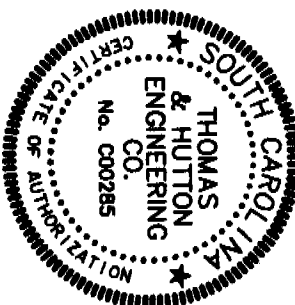
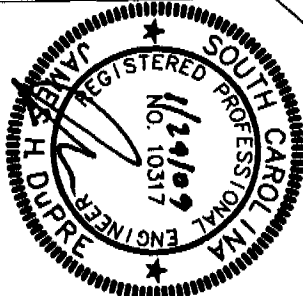
SCALE 1" = 1000'
SHEET 1
2008-0066-1IT-P

Revised Marina dwgs (RM)



NOTES:

1. THIS PROJECT LOCATION HAS THE SPECIAL GEOGRAPHICAL CIRCUMSTANCE OF HAVING GREATER THAN 500 FEET OF WATER FRONTAGE.
2. THIS PROJECT LOCATION HAS THE SPECIAL GEOGRAPHICAL CIRCUMSTANCE OF NO POTENTIAL ACCESS VIA DOCKAGE FROM THE OPPOSITE SIDE OF THE CREEK.



**OVERALL PLAN
PROPOSED MARINA**

THOMAS & HUTTON ENGINEERING
935 HOUSTON NORTH CUTT
BOULEVARD
MOUNT PLEASANT, SC 29464
(843)849-0200
SAVANNAH, GA
MYRTLE BEACH, SC

NOTE: FOR PERMITTING PURPOSES ONLY.
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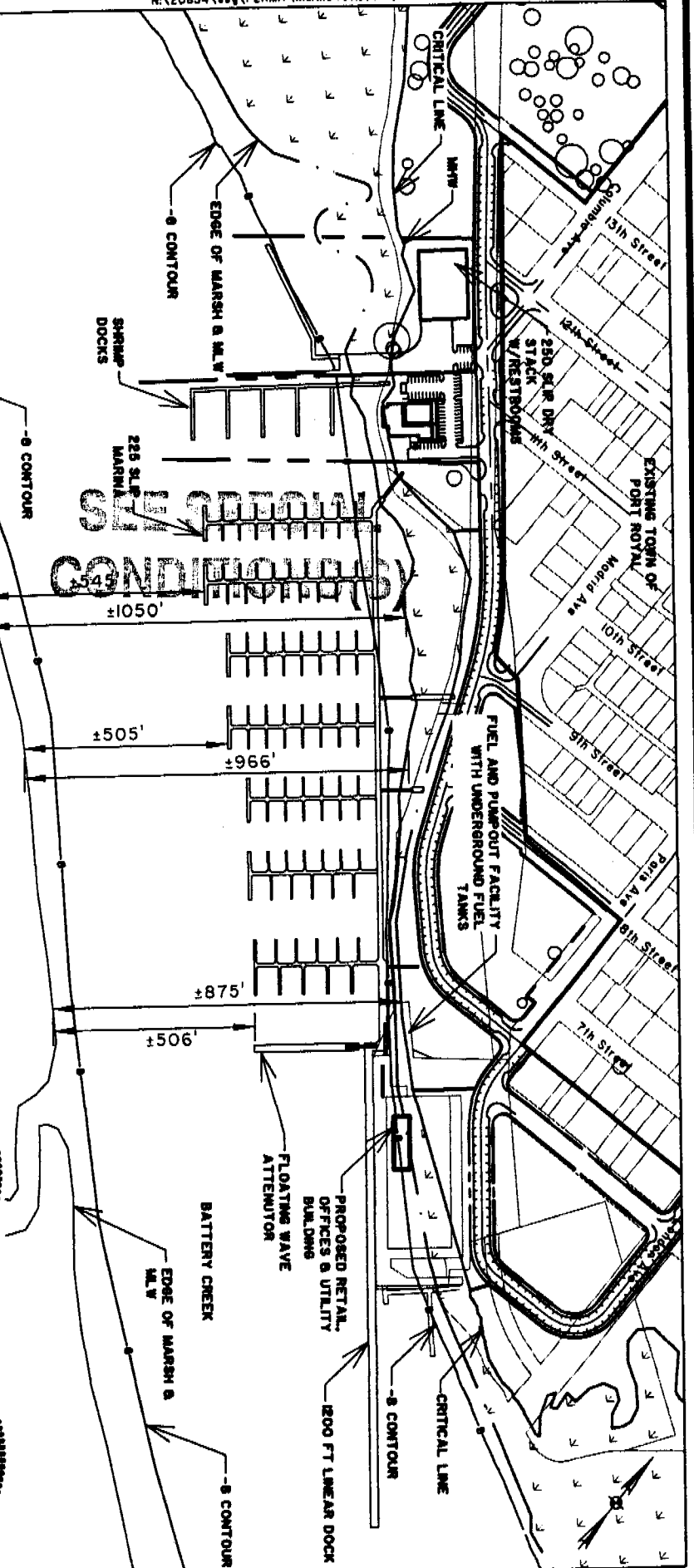
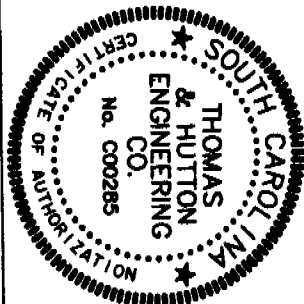
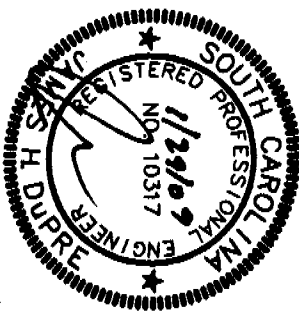
PROPOSED ACTIVITY: PORT ROYAL HARBOUR MARINA
COUNTY: BEAUFORT
APPLICANT: PORT ROYAL HARBOUR, LLC
DECEMBER 19, 2007
REVISED: JANUARY 29, 2009

SCALE: 1" = 800'
VERTICAL DATUM: M.L.W.
SHEET 2
2008-0066-1IT-P

RMD

SCALE: 1"=400'
0 200 400 800 1200

- NOTES:**
1. THIS PROJECT LOCATION HAS THE SPECIAL GEOGRAPHICAL CIRCUMSTANCE OF HAVING GREATER THAN 500 FEET OF WATER FRONTAGE.
 2. THIS PROJECT LOCATION HAS THE SPECIAL GEOGRAPHICAL CIRCUMSTANCE OF NO POTENTIAL ACCESS VIA DOCKAGE FROM THE OPPOSITE SIDE OF THE CREEK.



THOMAS & HUTTON ENGINEERING
935 HOUSTON NORTH CUTT
BOULEVARD
MOUNT PLEASANT, SC 29464
(843)849-0200
SAVANNAH, GA
MYRTLE BEACH, SC

SITE PLAN PROPOSED MARINA

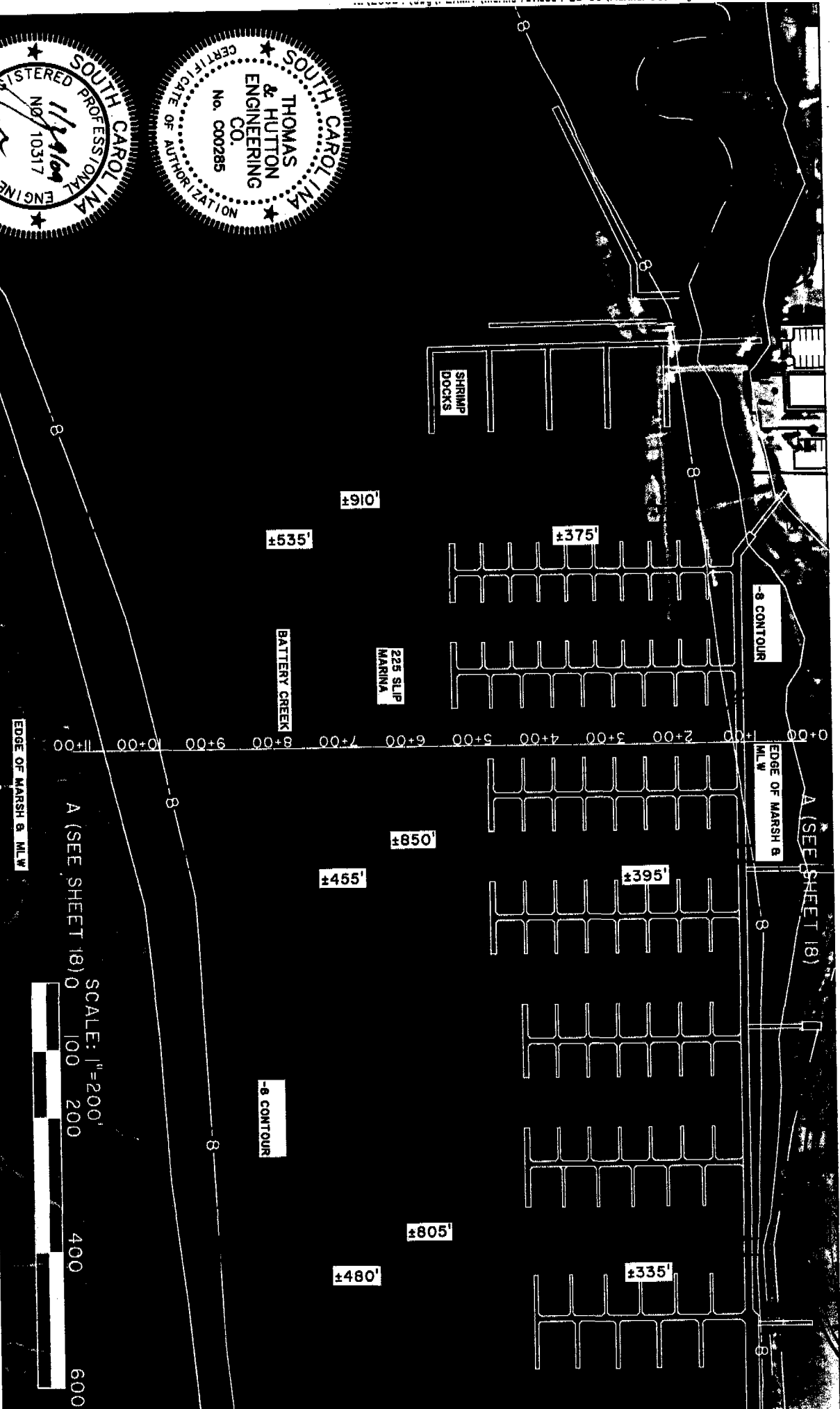
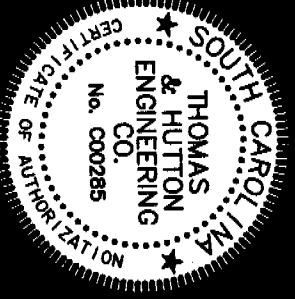
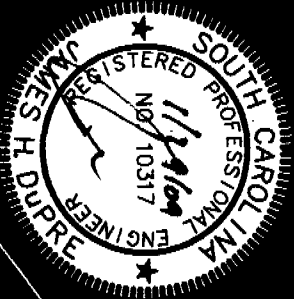
NOTE: FOR PERMITTING PURPOSES ONLY,
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PROPOSED ACTIVITY: PORT ROYAL HARBOUR MARINA
COUNTY: BEAUFORT
APPLICANT: PORT ROYAL HARBOUR, LLC
DECEMBER 19, 2007
REVISED: JANUARY 29, 2009

SCALE 1" = 400'
VERTICAL DATUM: M.L.W.
SHEET 3A

2008-0066-117-9

RMD

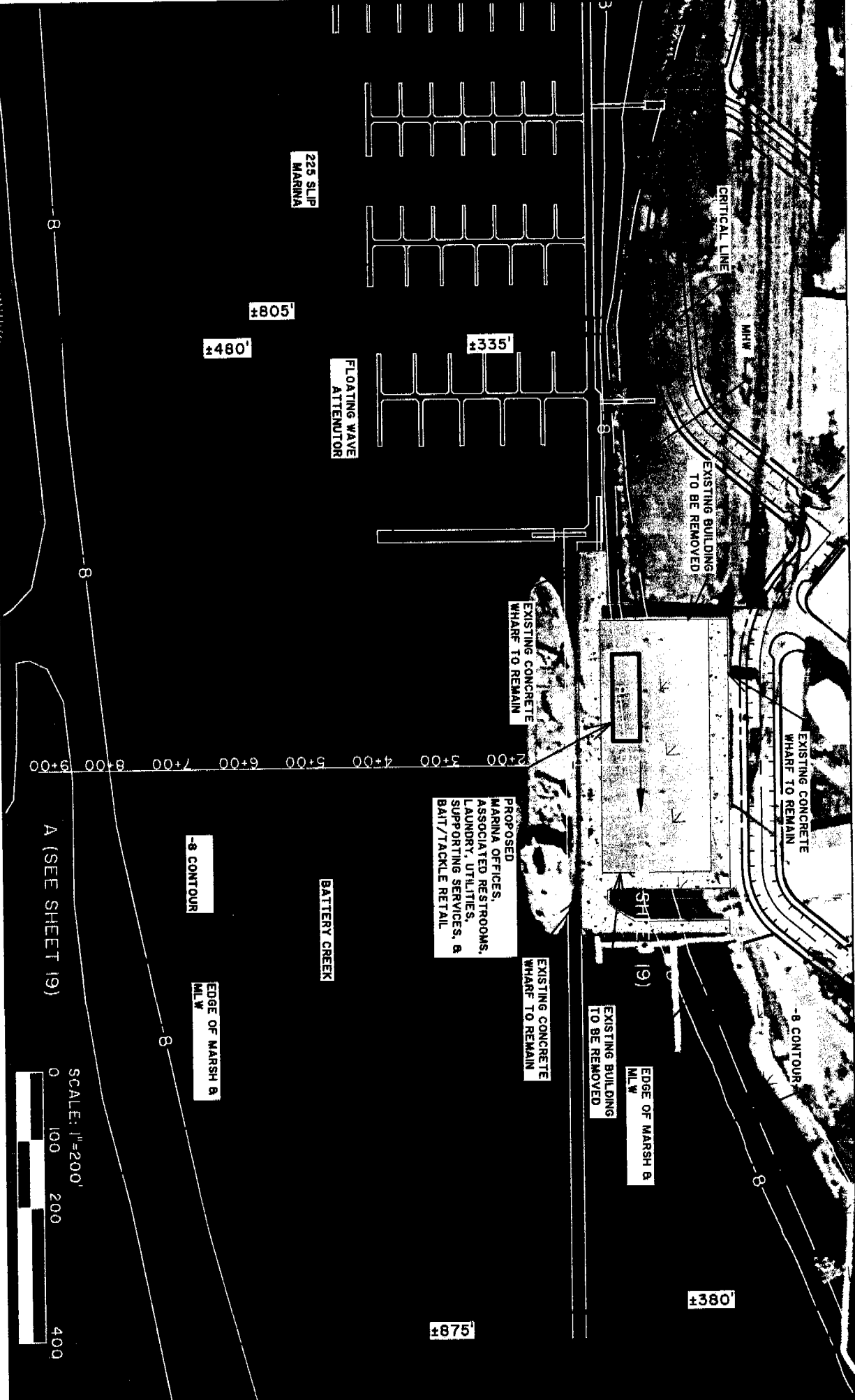
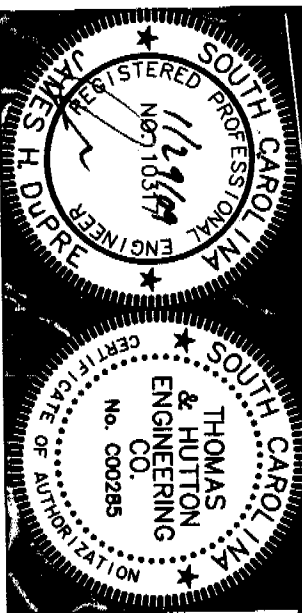


SITE PLAN **PROPOSED MARINA**

PROPOSED ACTIVITY: PORT ROYAL HARBOUR MARINA
COUNTY: BEAUFORT
APPLICANT: PORT ROYAL HARBOUR, LLC
DECEMBER 19, 2007
REVISED: JANUARY 29, 2009

NOTE: FOR PERMITTING PURPOSES ONLY,
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SCALE 1" = 200'
VERTICAL DATUM: MLW
SHEET 3B
2008-0066-1IT-P



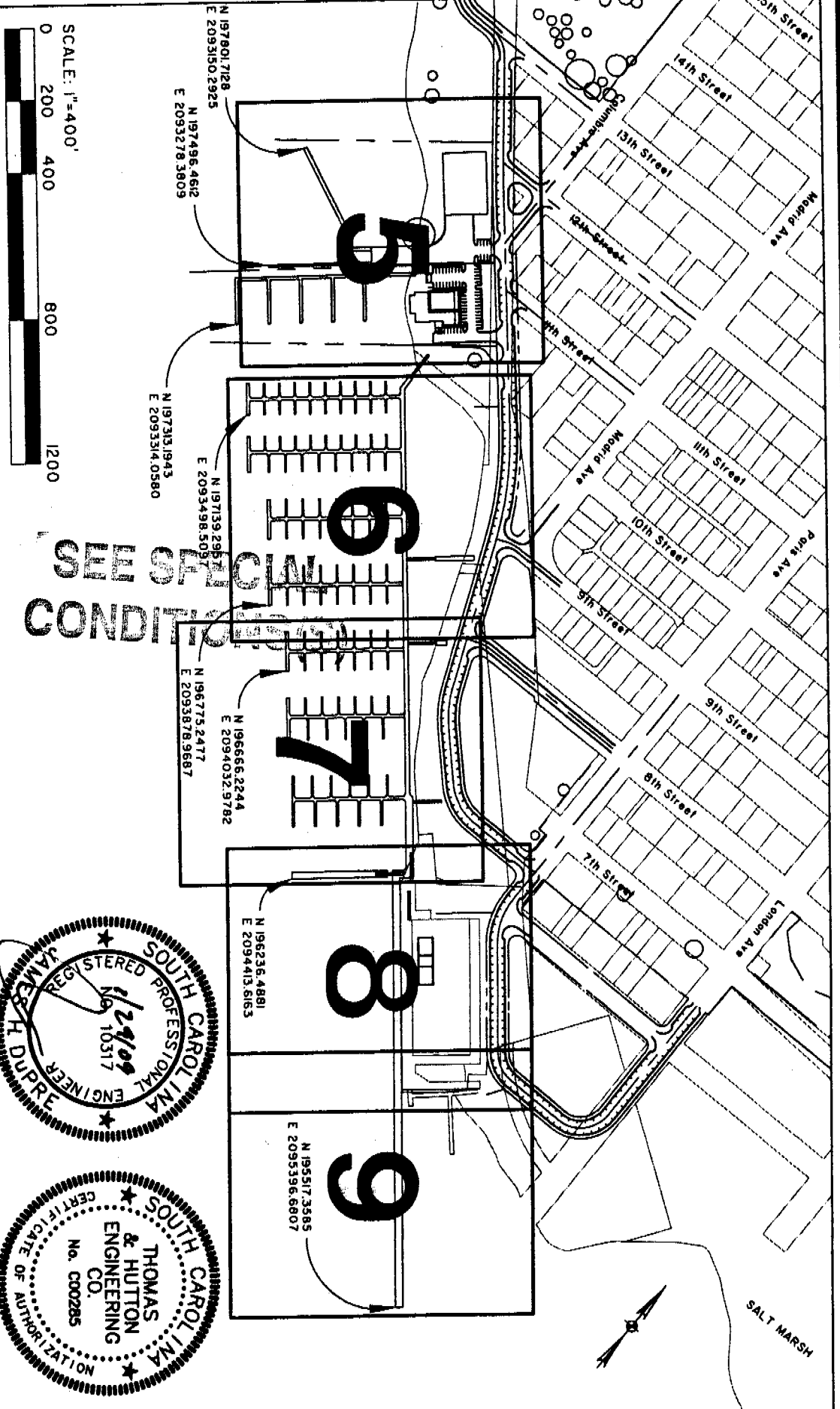
SITE PLAN **PROPOSED MARINA**

PROPOSED ACTIVITY: PORT ROYAL HARBOUR MARINA
COUNTY: BEAUFORT
APPLICANT: PORT ROYAL HARBOUR, LLC
DECEMBER 19, 2007
REVISED: JANUARY 29, 2009

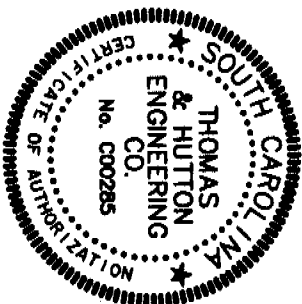
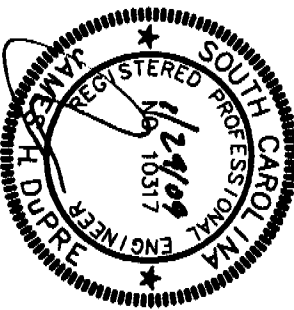
NOTE: FOR PERMITTING PURPOSES ONLY,
NOT FOR CONSTRUCTION

SCALE 1" = 200'
VERTICAL DATUM: MLW
SHEET 3C

2008-0066-1IT-8



SEE SPECIAL
CONDITIONS



935 HOUSTON NORTHCUTT
BOULEVARD
MOUNT PLEASANT, SC 29464
(843)849-0200
SAVANNAH, GA
MYRTLE BEACH, SC

SHEET INDEX PROPOSED MARINA

NOTE: FOR PERMITTING PURPOSES ONLY,
NOT FOR CONSTRUCTION

PROPOSED ACTIVITY: PORT ROYAL HARBOUR MARINA
COUNTY: BEAUFORT
APPLICANT: PORT ROYAL HARBOUR LLC
DECEMBER 19, 2007
REVISED: JANUARY 29, 2009

SCALE 1" = 400'
VERTICAL DATUM: MLW
SHEET 4

2008-0666-1IT-8

RMD

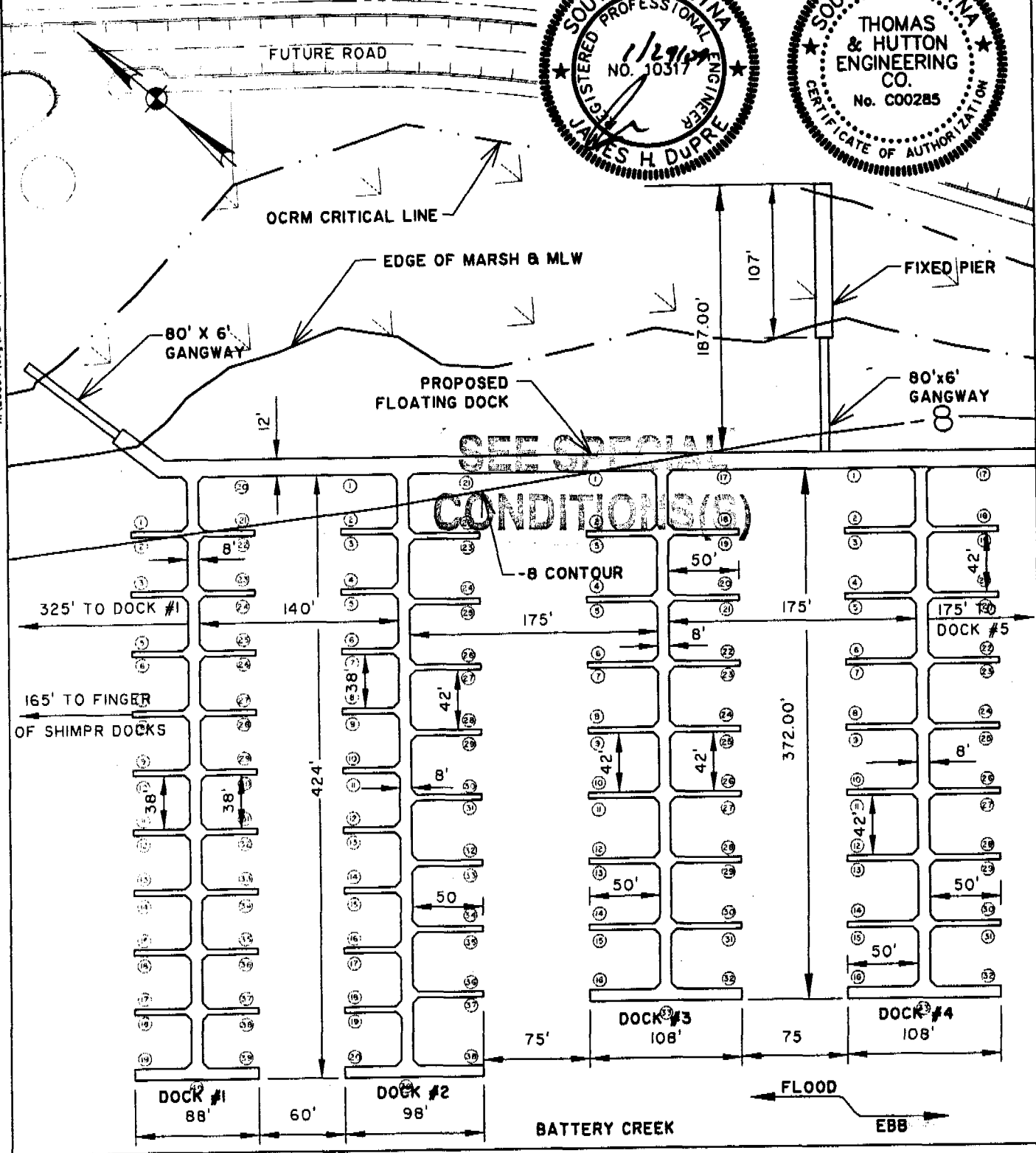
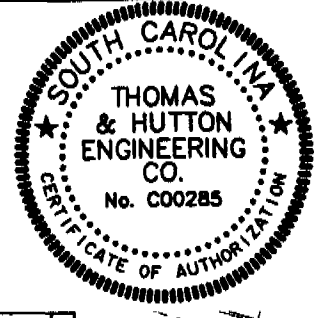
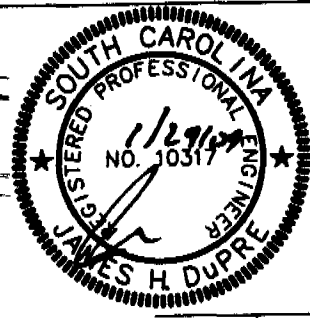
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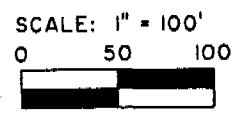
SHEET 5

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8-111-9900-8008



SITE PLAN PROPOSED MARINA



DECEMBER 19, 2007
REVISED: JANUARY 29, 2009

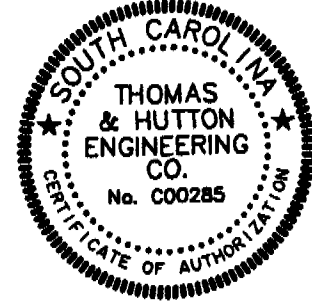
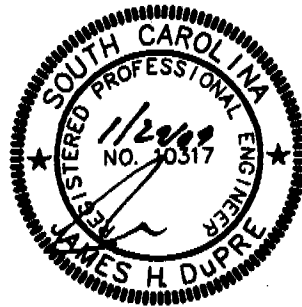
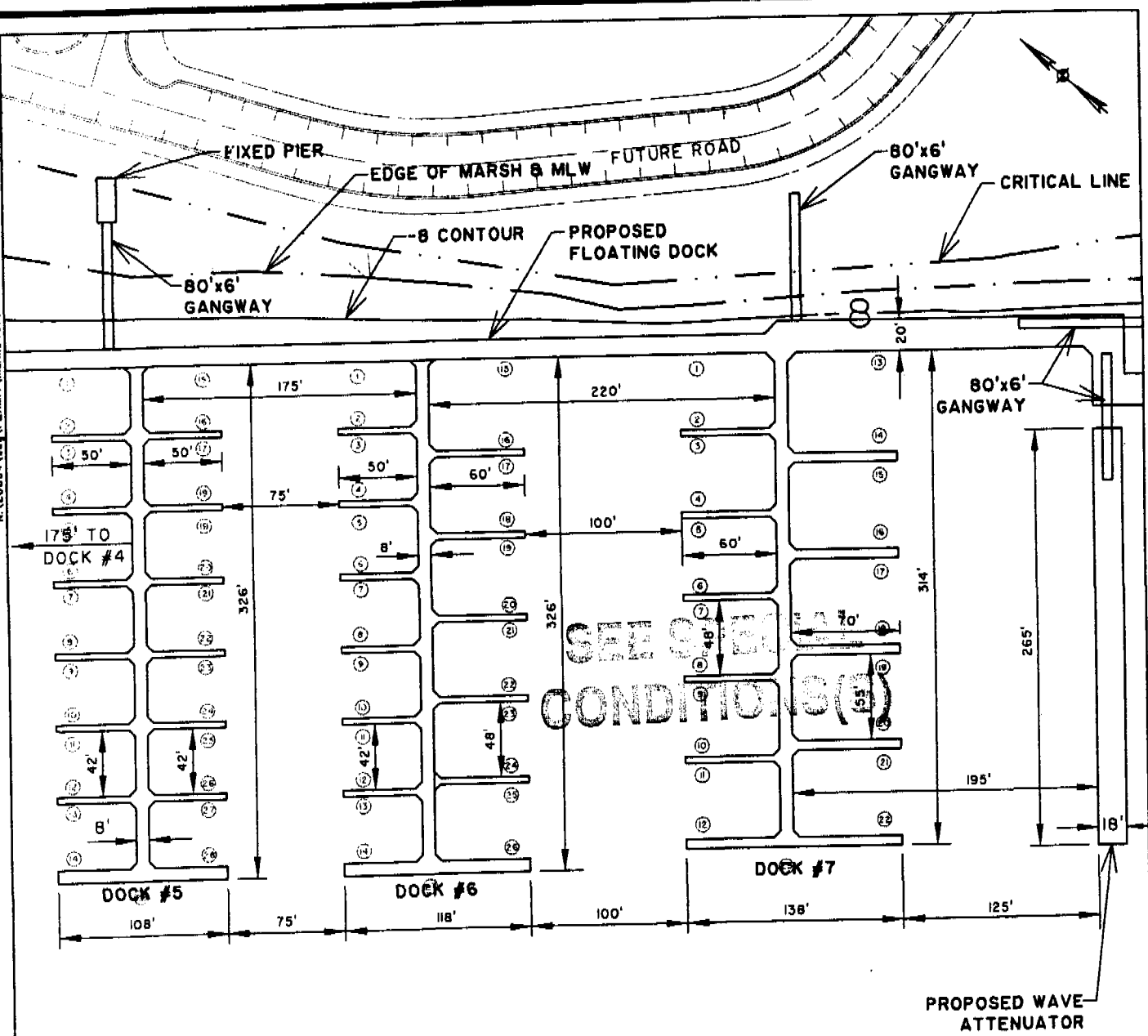
SHEET 6

PROJECT: PORT ROYAL HARBOUR MARINA
COUNTY: BEAUFORT
APPLICANT: PORT ROYAL HARBOUR, LLC
VERTICAL DATUM: MLW
NOTE: FOR PERMITTING PURPOSES ONLY.
NOT FOR CONSTRUCTION

RMD

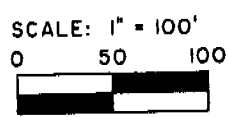
2008-0066-117P

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SITE PLAN PROPOSED MARINA

DECEMBER 19, 2007
REVISED: JANUARY 29, 2009

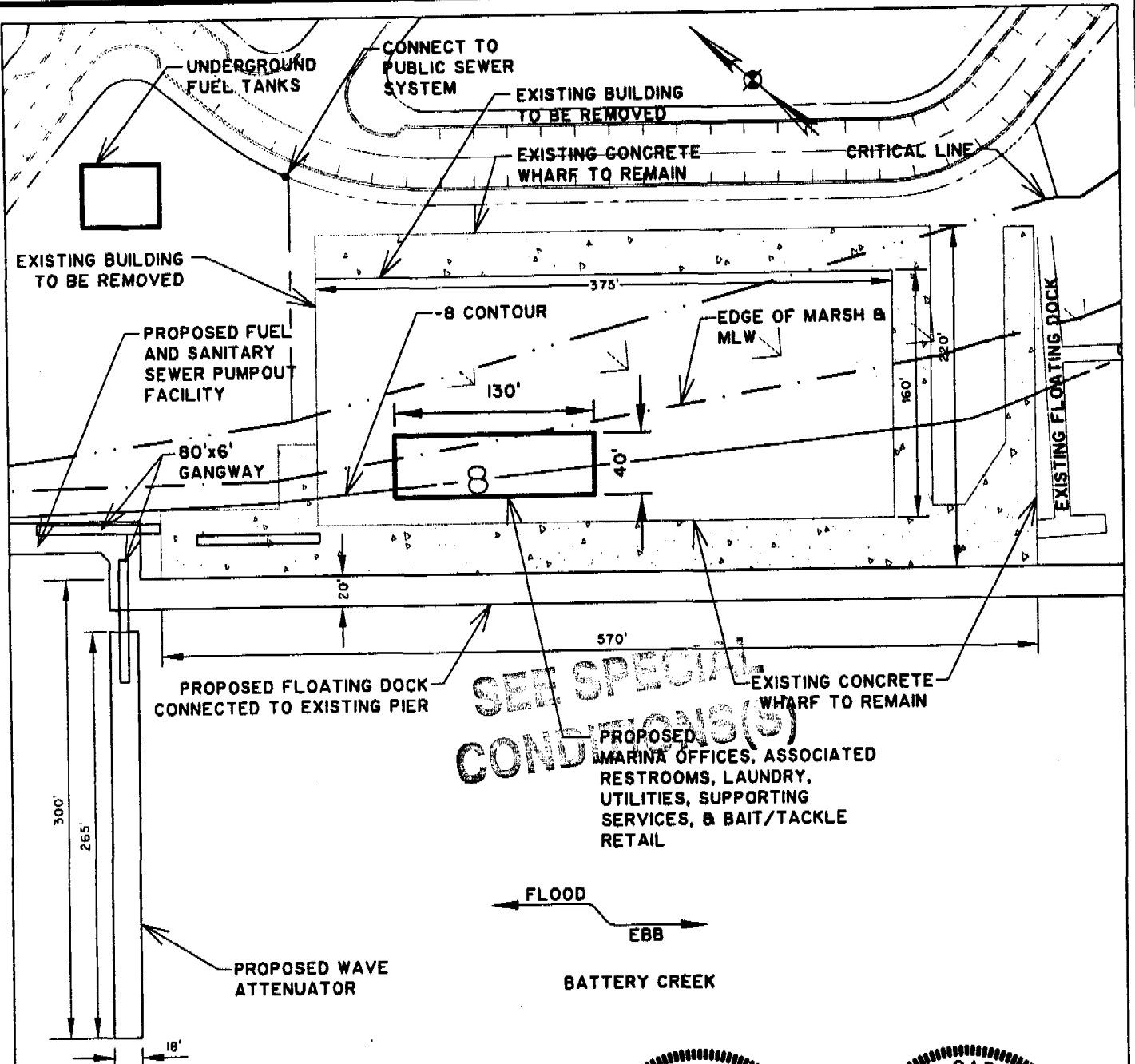


SHEET 7

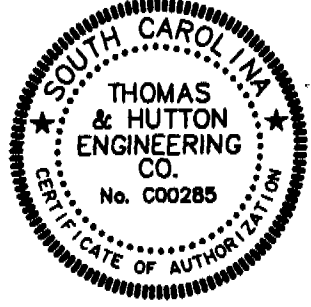
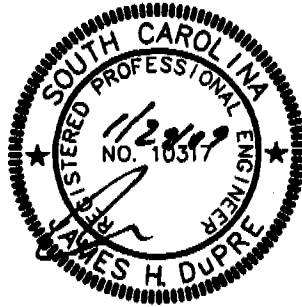
PROJECT: PORT ROYAL HARBOUR MARINA
COUNTY: BEAUFORT
APPLICANT: PORT ROYAL HARBOUR, LLC
VERTICAL DATUM: MLW
NOTE: FOR PERMITTING PURPOSES ONLY.
NOT FOR CONSTRUCTION

RMD

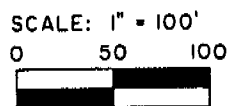
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- NOTE:**
1. RESTROOMS WILL BE PROVIDED AT THE TWO LOCATIONS SHOWN IN ACCORDANCE WITH SCDHEC-OCRM CRITICAL AREA PERMITTING REGULATION R30-12.E 3.b.11
 2. ADEQUATE WORKING WASTEWATER PUMPING FACILITIES SHALL BE PROVIDED IN ACCORDANCE WITH R30-12.E 3.b.1



SITE PLAN **PROPOSED MARINA**



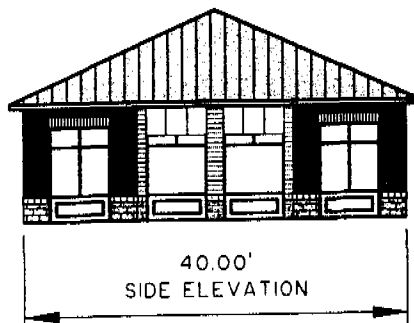
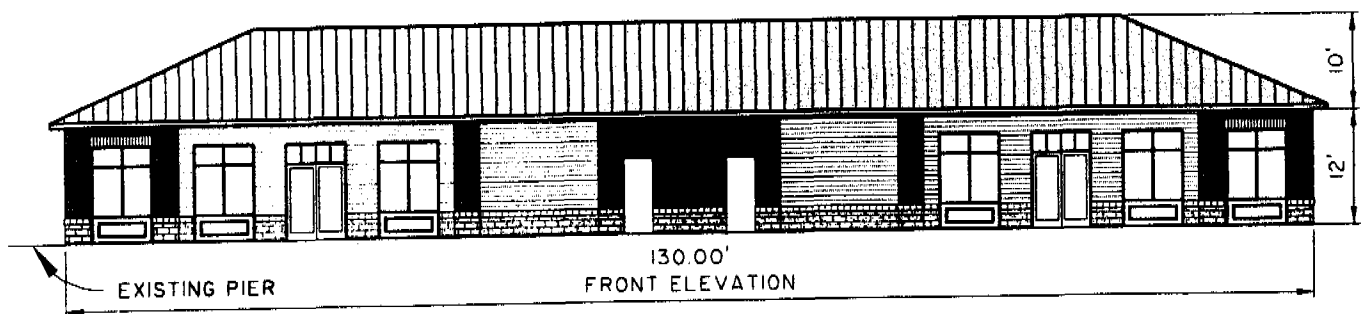
DECEMBER 19, 2007
REVISED: JANUARY 29, 2009

SHEET 8

PROJECT: PORT ROYAL HARBOUR MARINA
COUNTY: BEAUFORT
APPLICANT: PORT ROYAL HARBOUR, LLC
VERTICAL DATUM: MLW

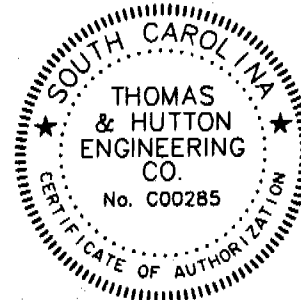
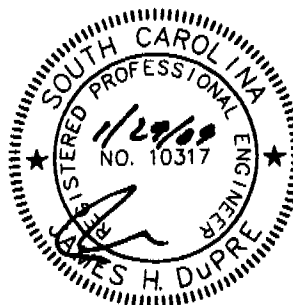
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NOT FOR CONSTRUCTION

RMD

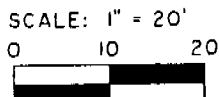


SEE SPECIAL
CONDITIONS (C)

MARINA OFFICES ASSOCIATES, RESTROOM,
LAUNDRY, UTILITIES, SUPPORTING SERVICES,
AND BAIT & TACKLE RETAIL



SITE PLAN PROPOSED MARINA



PROJECT: PORT ROYAL HARBOUR MARINA
COUNTY: BEAUFORT
APPLICANT: PORT ROYAL HARBOUR, LLC

DECEMBER 19, 2007
REVISED: JANUARY 29, 2009

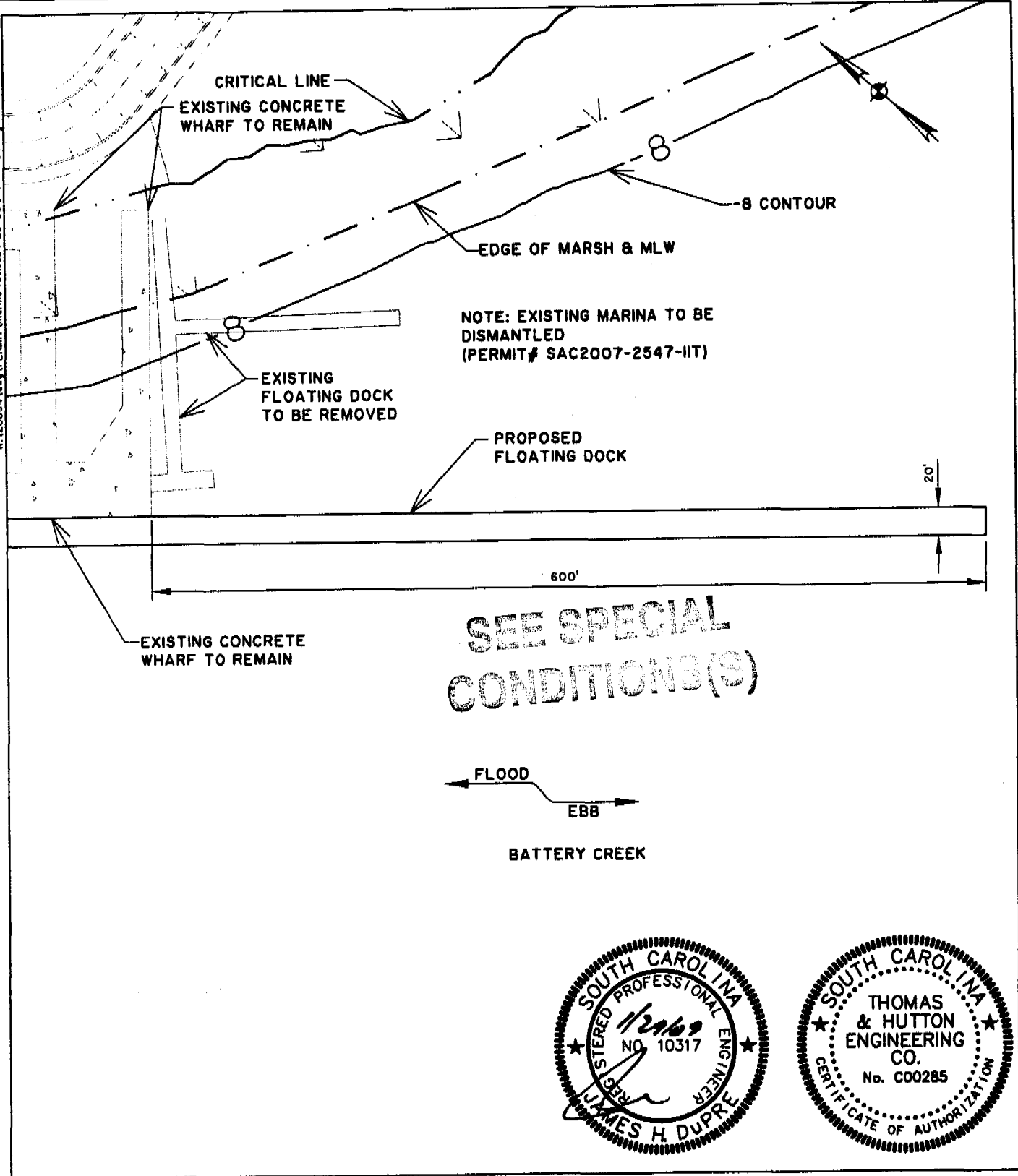
SHEET 8A

NOTE: FOR PERMITTING PURPOSES ONLY,
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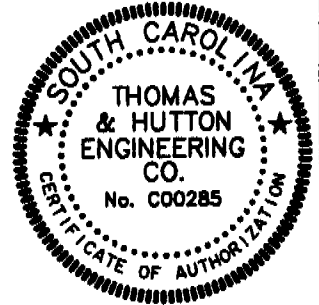
2008-0066-111-8008

DMD

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SEE SPECIAL
CONDITIONS(S)



SITE PLAN PROPOSED MARINA

SCALE: 1" = 100'
0 50 100

DECEMBER 19, 2007
REVISED: JANUARY 29, 2009

SHEET 9

PROJECT: PORT ROYAL HARBOUR MARINA
COUNTY: BEAUFORT
APPLICANT: PORT ROYAL HARBOUR, LLC
VERTICAL DATUM: MLW

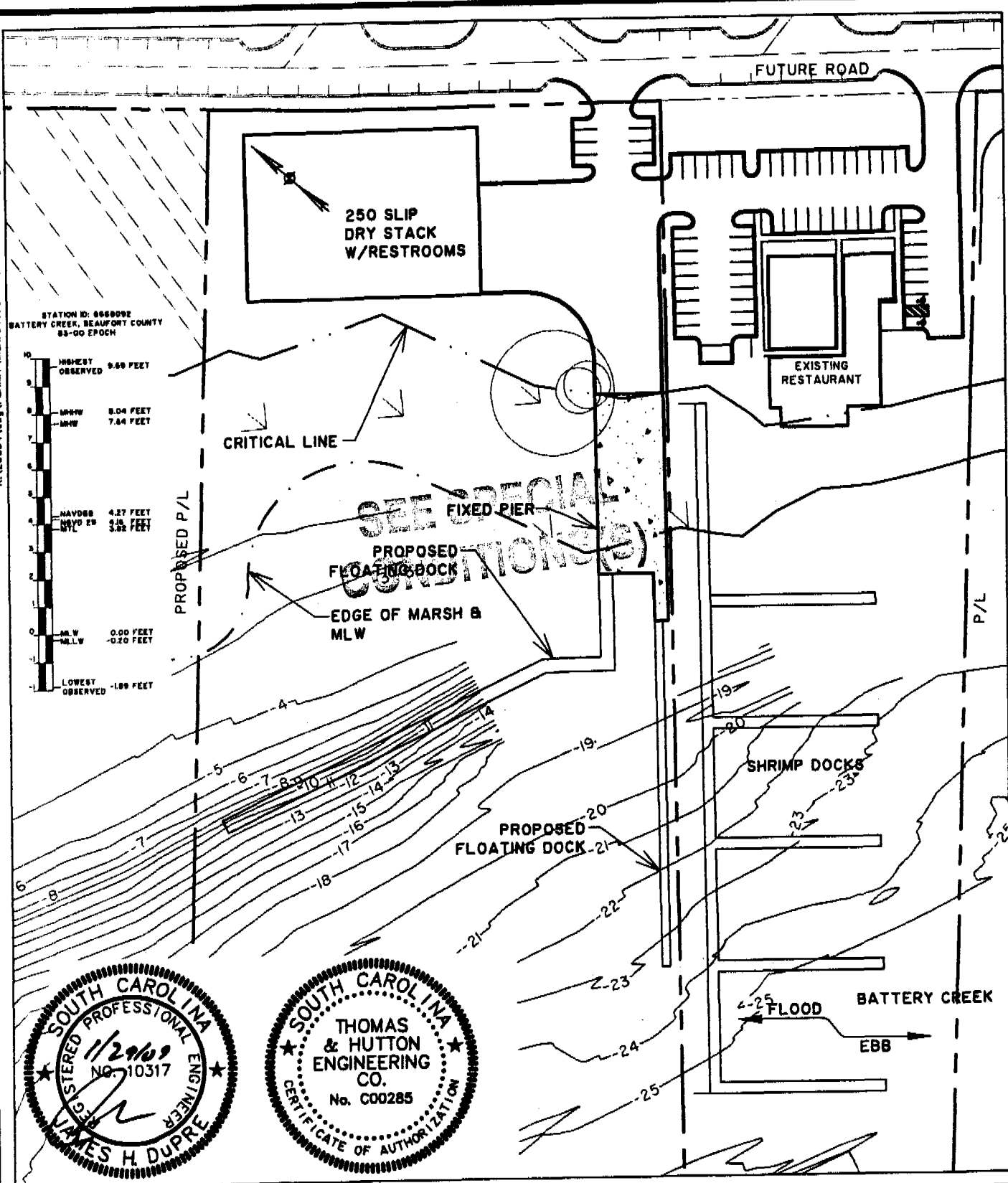
NOTE: FOR PERMITTING PURPOSES ONLY,
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2008-0066-IIT-P

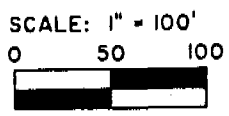
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2008-0666-IT-2

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SITE PLAN - BATHMETRY PROPOSED MARINA



DECEMBER 19, 2007
REVISED: JANUARY 29, 2009

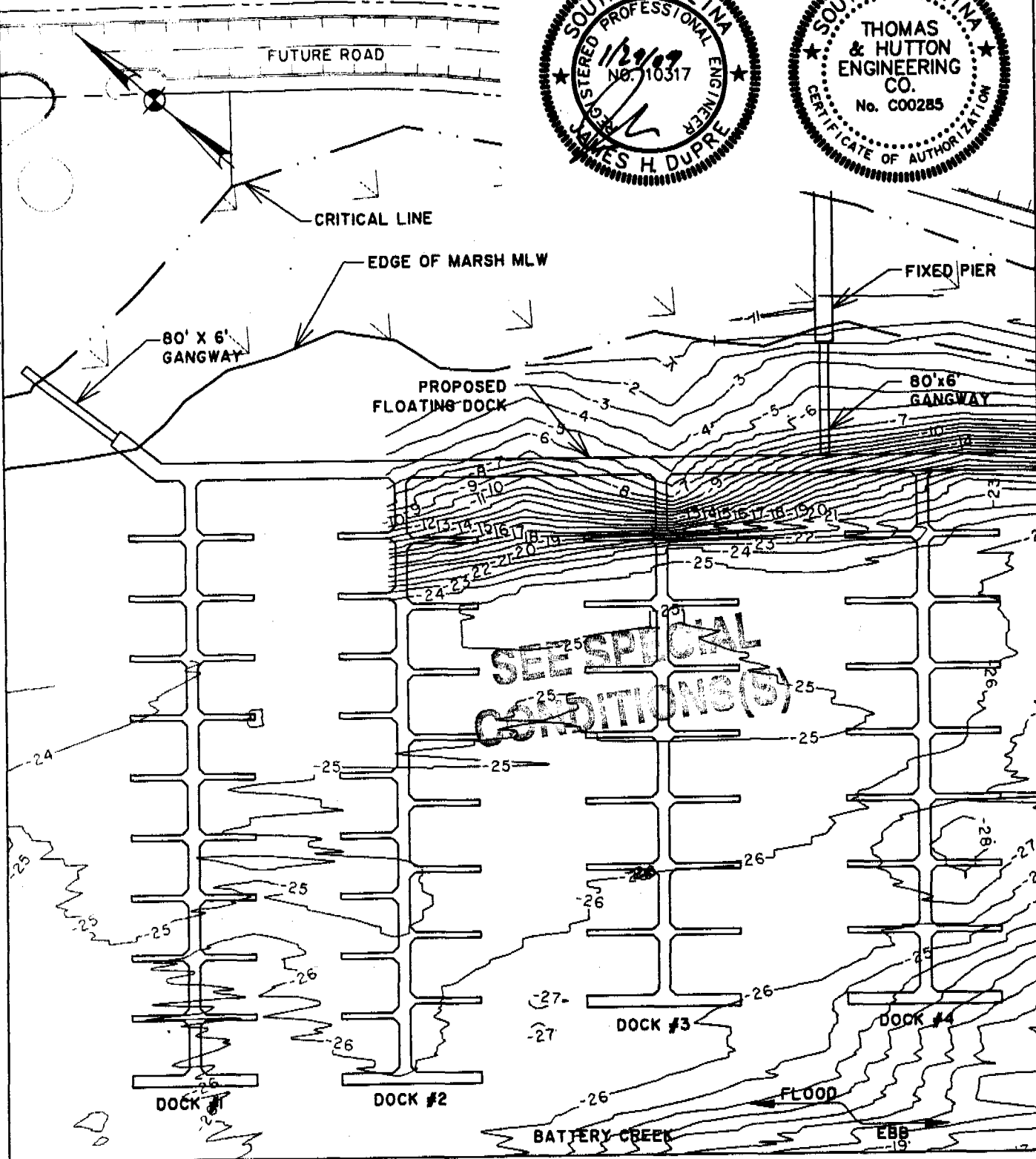
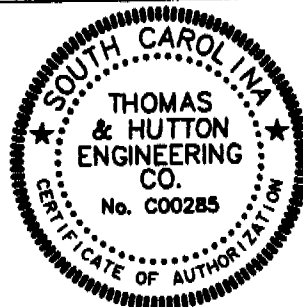
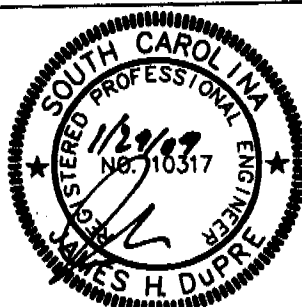
SHEET 10

PROJECT: PORT ROYAL HARBOUR MARINA
COUNTY: BEAUFORT
APPLICANT: PORT ROYAL HARBOUR, LLC
VERTICAL DATUM: MLW
NOTE: FOR PERMITTING PURPOSES ONLY.
NOT FOR CONSTRUCTION

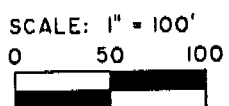
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2008-0066-1IT-P



SITE PLAN - BATHYMETRY PROPOSED MARINA



PROJECT: PORT ROYAL HARBOUR MARINA
COUNTY: BEAUFORT
APPLICANT: PORT ROYAL HARBOUR, LLC

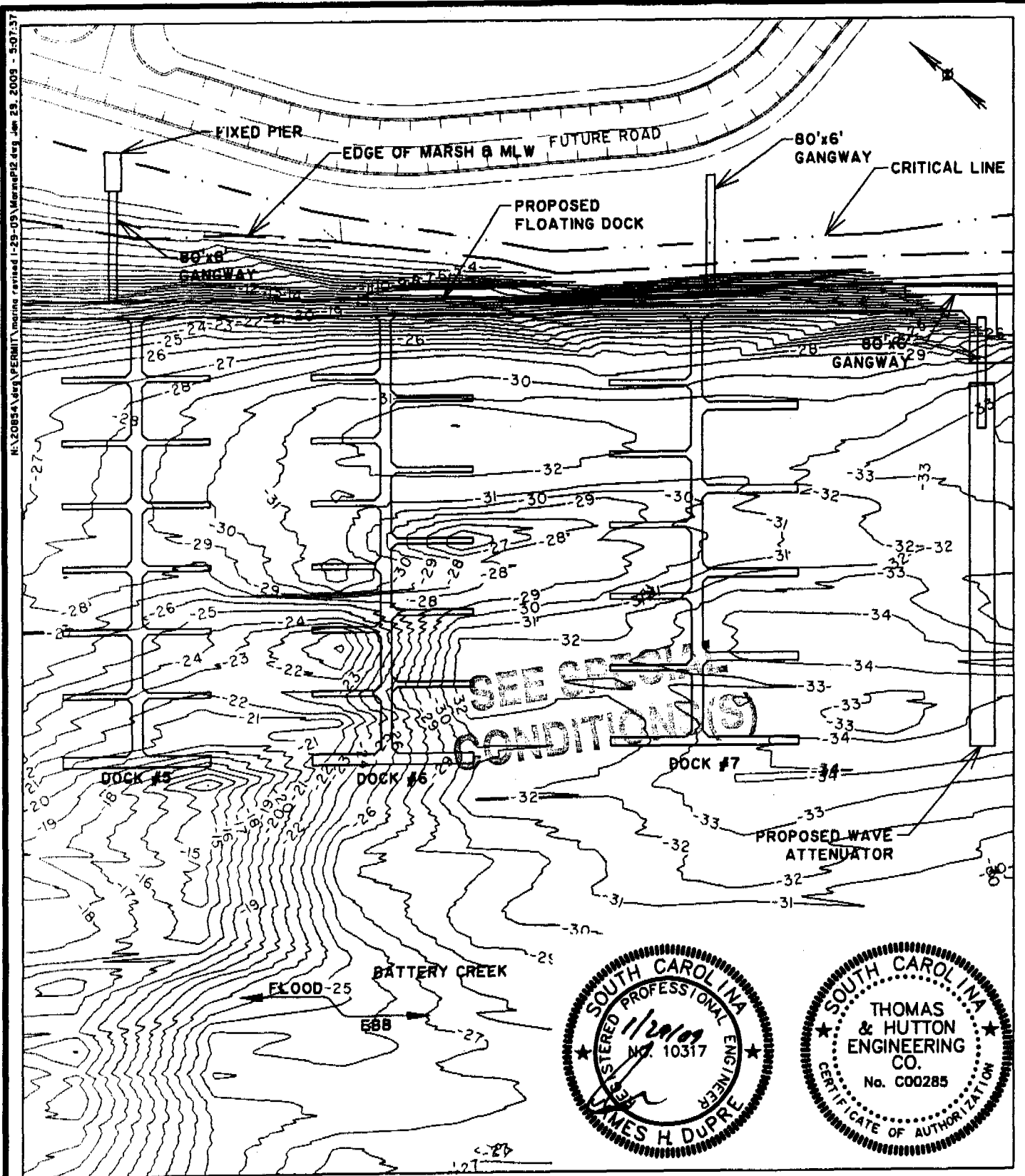
DECEMBER 19, 2007
REVISED: JANUARY 29, 2009

SHEET II

NOTE: FOR PERMITTING PURPOSES ONLY,
NOT FOR CONSTRUCTION

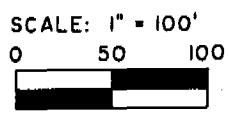
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2008-0066-111-8

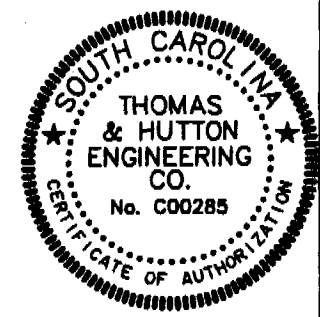
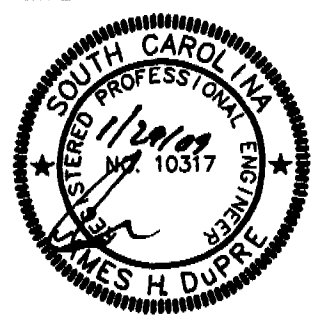


SITE PLAN - BATHMETRY PROPOSED MARINA

DECEMBER 19, 2007
REVISED: JANUARY 29, 2009

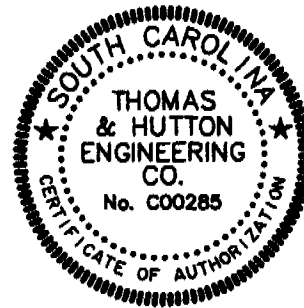
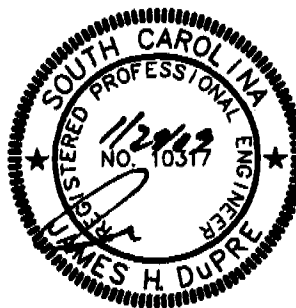
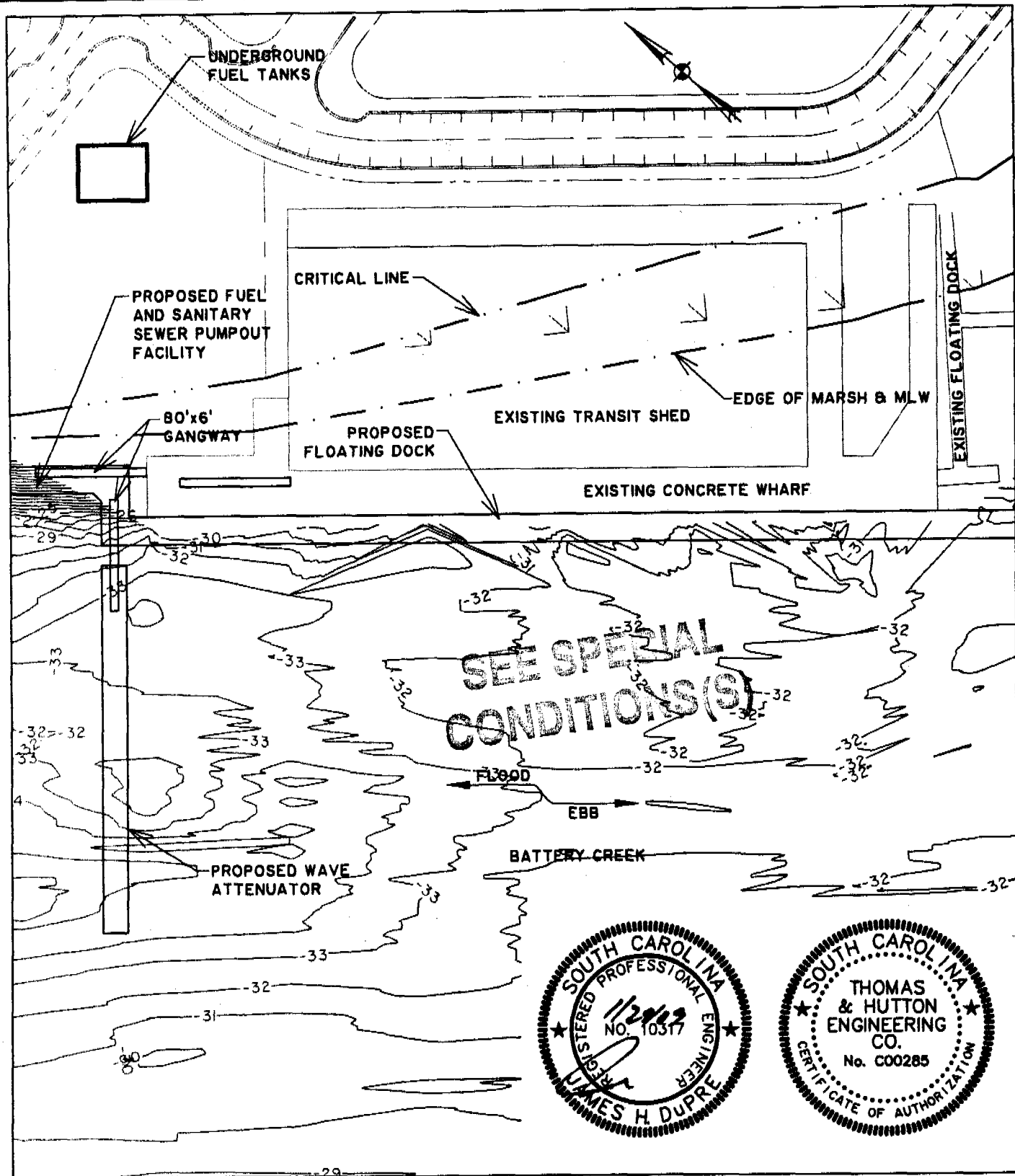


SHEET 12



PROJECT: PORT ROYAL HARBOUR MARINA
COUNTY: BEAUFORT
APPLICANT: PORT ROYAL HARBOUR, LLC
VERTICAL DATUM: MLW
NOTE: FOR PERMITTING PURPOSES ONLY,
NOT FOR CONSTRUCTION

RMD



SITE PLAN - BATHYMETRY PROPOSED MARINA

SCALE: 1" = 100'
0 50 100

DECEMBER 19, 2007
REVISED: JANUARY 29, 2009

SHEET 13

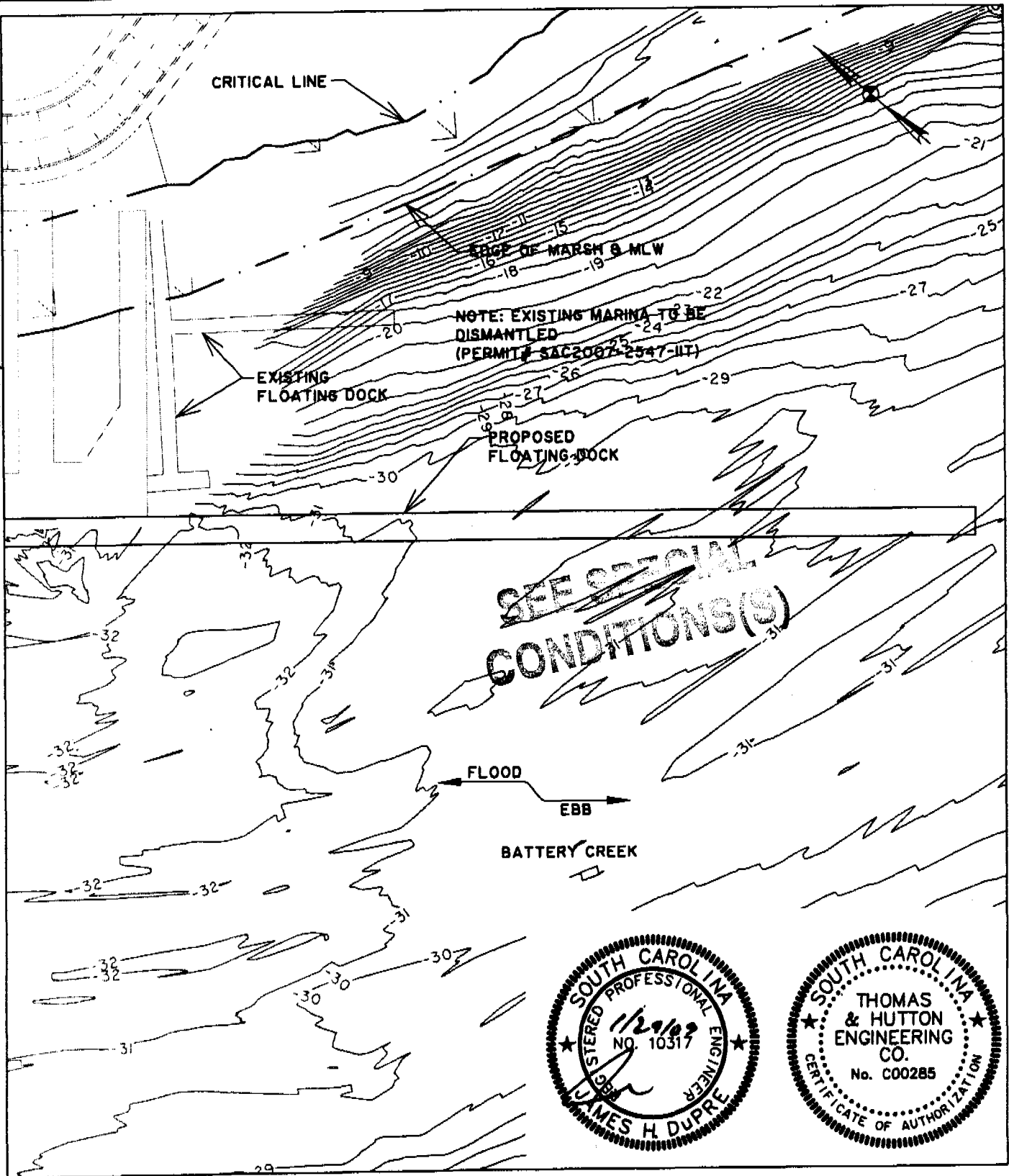
PROJECT: PORT ROYAL HARBOUR MARINA
COUNTY: BEAUFORT
APPLICANT: PORT ROYAL HARBOUR, LLC
VERTICAL DATUM: MLW
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2008-0066-111-P

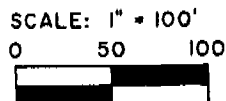
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2008-0066-111-2



SITE PLAN - BATHYMETRY PROPOSED MARINA



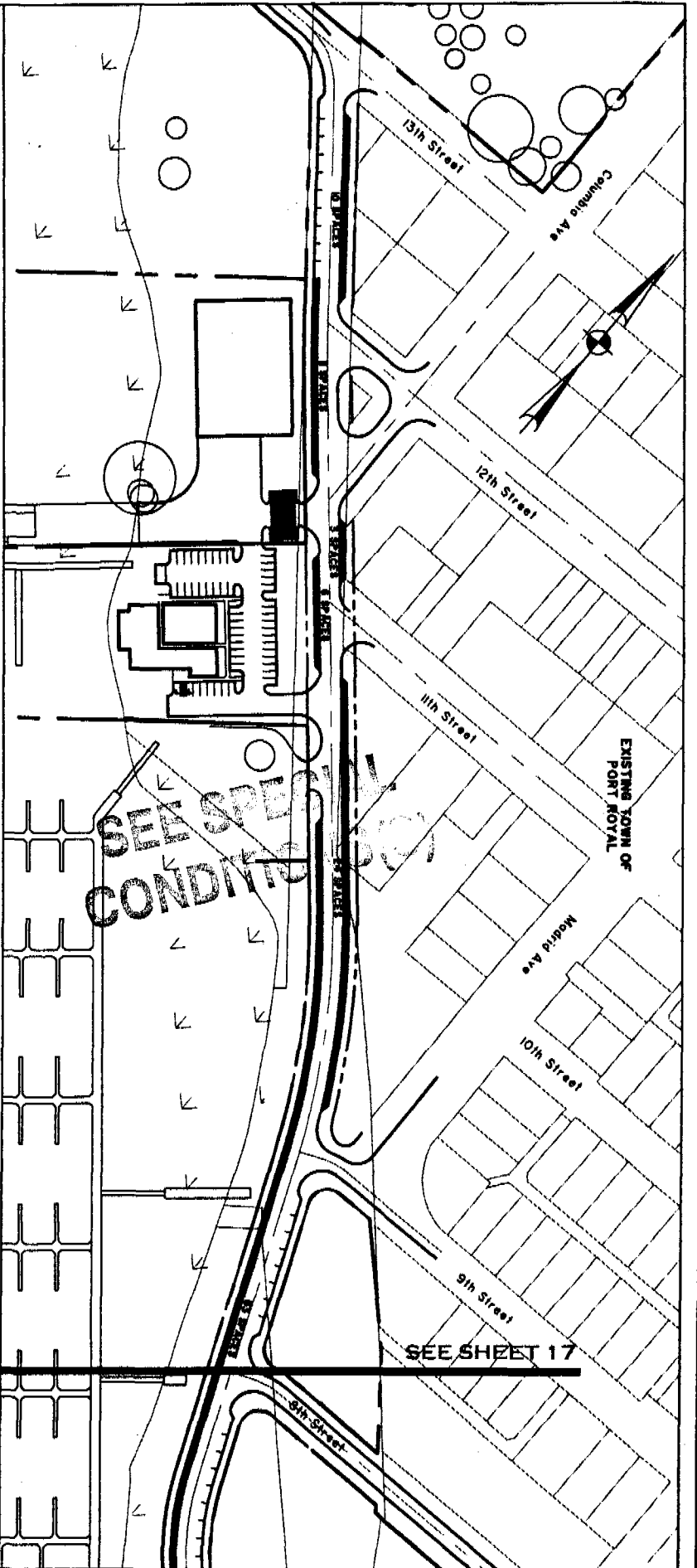
DECEMBER 19, 2007
REVISED: JANUARY 29, 2009

SHEET 14

PROJECT: PORT ROYAL HARBOUR MARINA
COUNTY: BEAUFORT
APPLICANT: PORT ROYAL HARBOUR, LLC
VERTICAL DATUM: MLW

NOTE: FOR PERMITTING PURPOSES ONLY.
NOT FOR CONSTRUCTION

RMD



NUMBER OF PARKING SPACES

REQUIRED BY TOWN OF PORT ROYAL

REQUIRED BY STATE OF SOUTH CAROLINA

NUMBER OF PARKING SPACES PROVIDED

*THE TOWN OF PORT ROYAL ZONING FOR THIS SITE

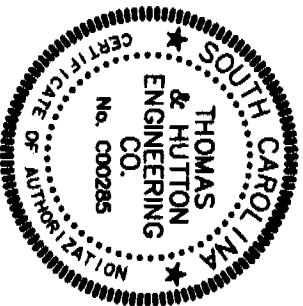
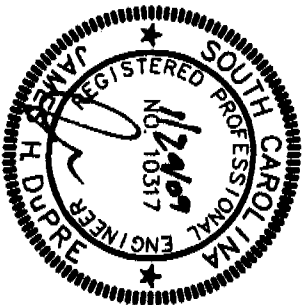
ALLOWS THE USE OF ON-STREET PARKING FOR THE MARINA.

478/5 = 96

478/3 = 159

= 165

SCALE: 1"=200'



**PARKING PLAN
PROPOSED MARINA**

NOTE: FOR PERMITTING PURPOSES ONLY.
NOT FOR CONSTRUCTION

PROPOSED ACTIVITY: PORT ROYAL HARBOUR MARINA
COUNTY: BEAUFORT
APPLICANT: PORT ROYAL HARBOUR, LLC

DECEMBER 19, 2007
REVISED: JANUARY 29, 2009
SHEET 15

SCALE 1" = 200'
VERTICAL DATUM: MLW

THOMAS & HUTTON ENGINEERING
935 HOUSTON NORTH CUTT
BOULEVARD
MOUNT PLEASANT, SC 29464
(843)849-0200
SAVANNAH, GA
MYRTLE BEACH, SC

2008-0066-11T-P

RMD

THOMAS & HUTTON ENGINEERING
935 HOUSTON NORTH CUTT
BOULEVARD
MOUNT PLEASANT, SC 29464
(843)849-0200
SAVANNAH, GA
MYRTLE BEACH, SC

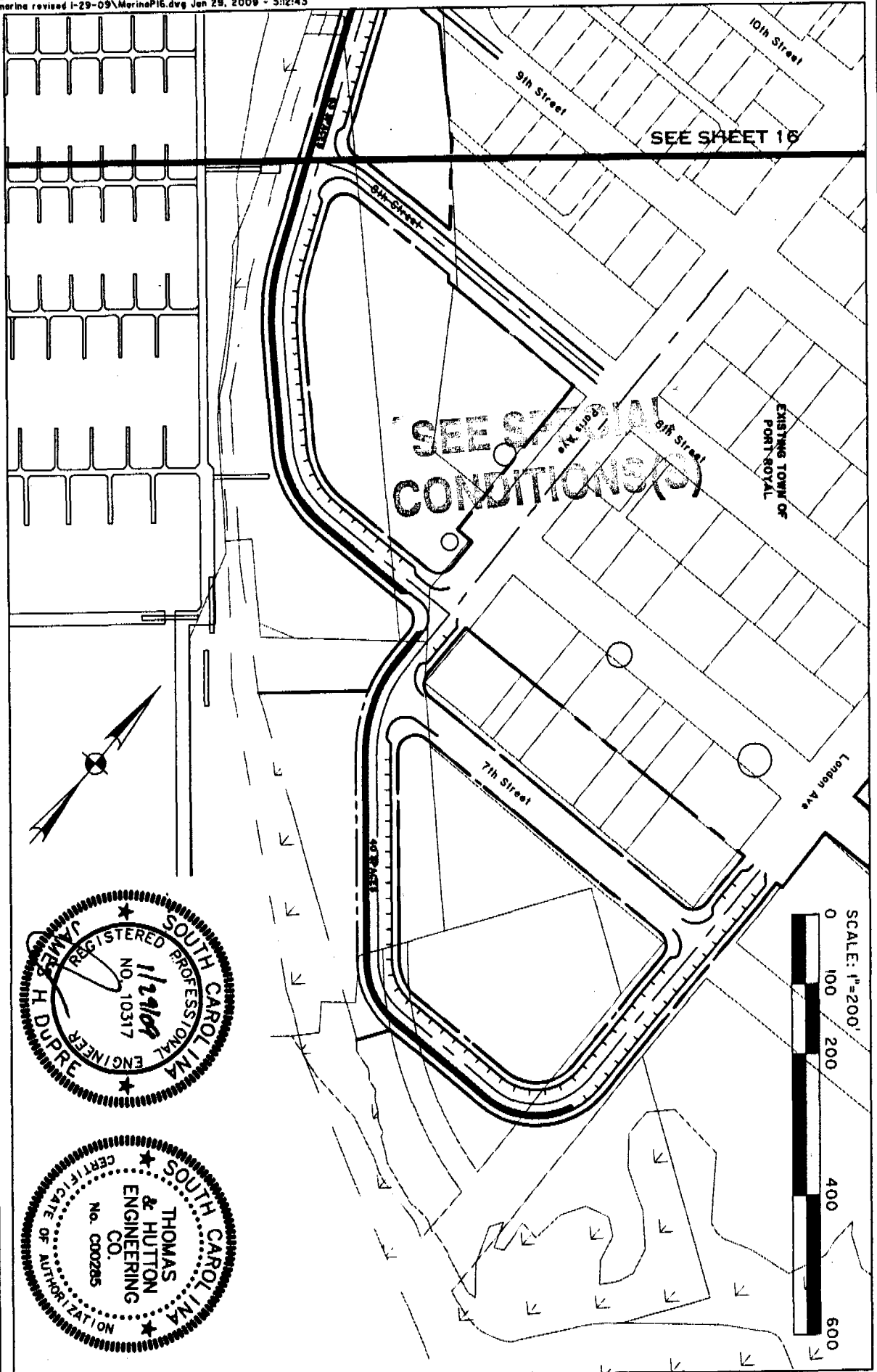
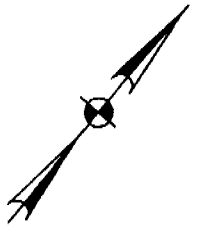
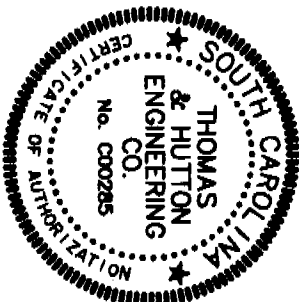
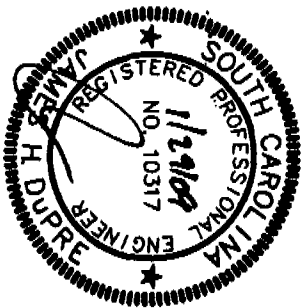
**PARKING PLAN
PROPOSED MARINA**

NOTE: FOR PERMITTING PURPOSES ONLY.
NOT FOR CONSTRUCTION

PROPOSED ACTIVITY: PORT ROYAL HARBOUR MARINA
COUNTY: BEAUFORT
APPLICANT: PORT ROYAL HARBOUR, LLC

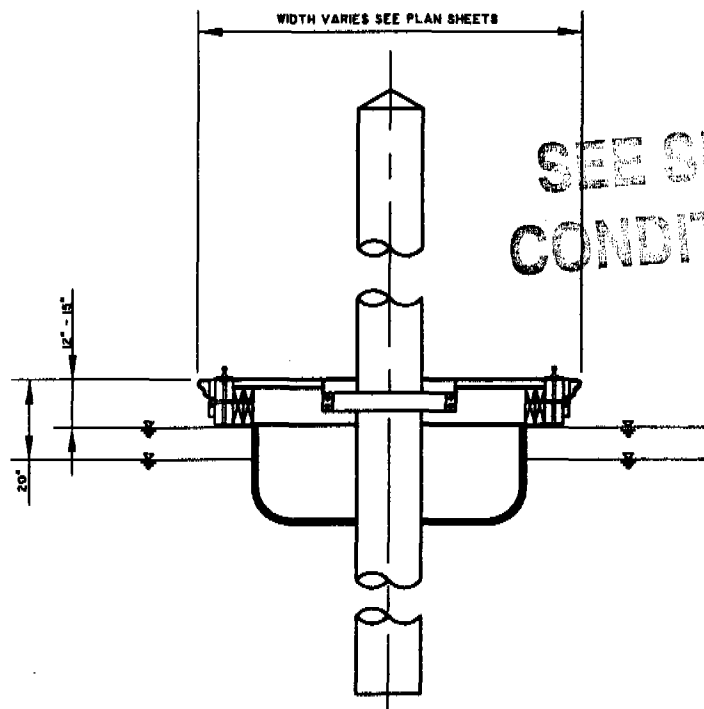
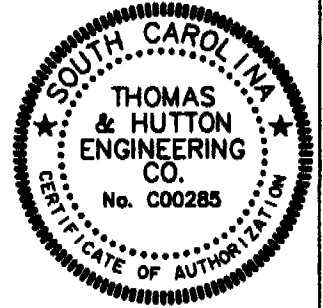
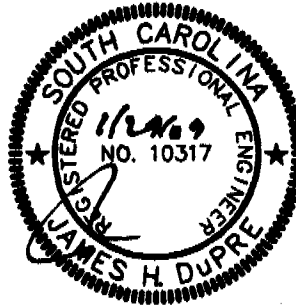
DECEMBER 19, 2007
REVISED: JANUARY 29, 2009
SHEET 16

SCALE 1" = 200'
VERTICAL DATUM: MLW



2008-0066-117-P

RMD



SEE SPECIAL
CONDITIONS (S)

CONCEPTUAL FLOAT ASSEMBLY SECTION

SCALE: 1/8"=1'-0"

**DETAILS
PROPOSED MARINA**

NOT TO SCALE

PROJECT: PORT ROYAL HARBOUR MARINA
COUNTY: BEAUFORT
APPLICANT: PORT ROYAL HARBOUR, LLC

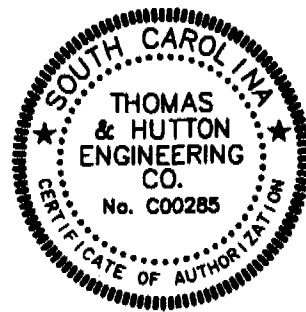
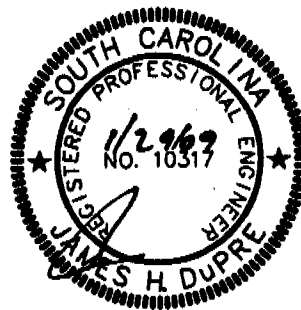
DECEMBER 19, 2007
REVISED: JANUARY 29, 2009

SHEET 17

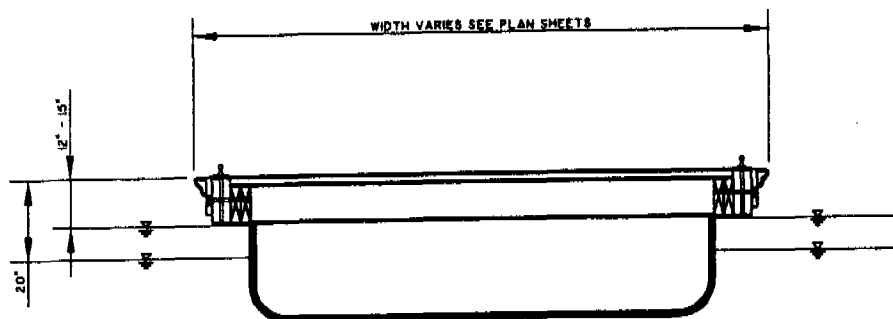
NOTE: FOR PERMITTING PURPOSES ONLY,
NOT FOR CONSTRUCTION

2008-0066-17-9

RMD



SEE SPECIAL
CONDITION(S)



CONCEPTUAL FLOAT ASSEMBLY SECTION
SCALE: 1/2"=1'-0"

**DETAILS
PROPOSED MARINA**

NOT TO SCALE

PROJECT: PORT ROYAL HARBOUR MARINA
COUNTY: BEAUFORT
APPLICANT: PORT ROYAL HARBOUR, LLC

DECEMBER 19, 2007
REVISED: JANUARY 29, 2009

SHEET 18

NOTE: FOR PERMITTING PURPOSES ONLY.
NOT FOR CONSTRUCTION

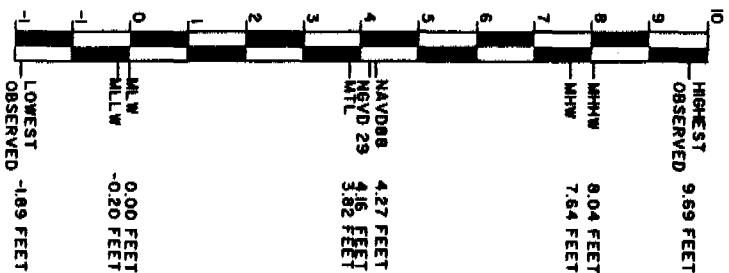
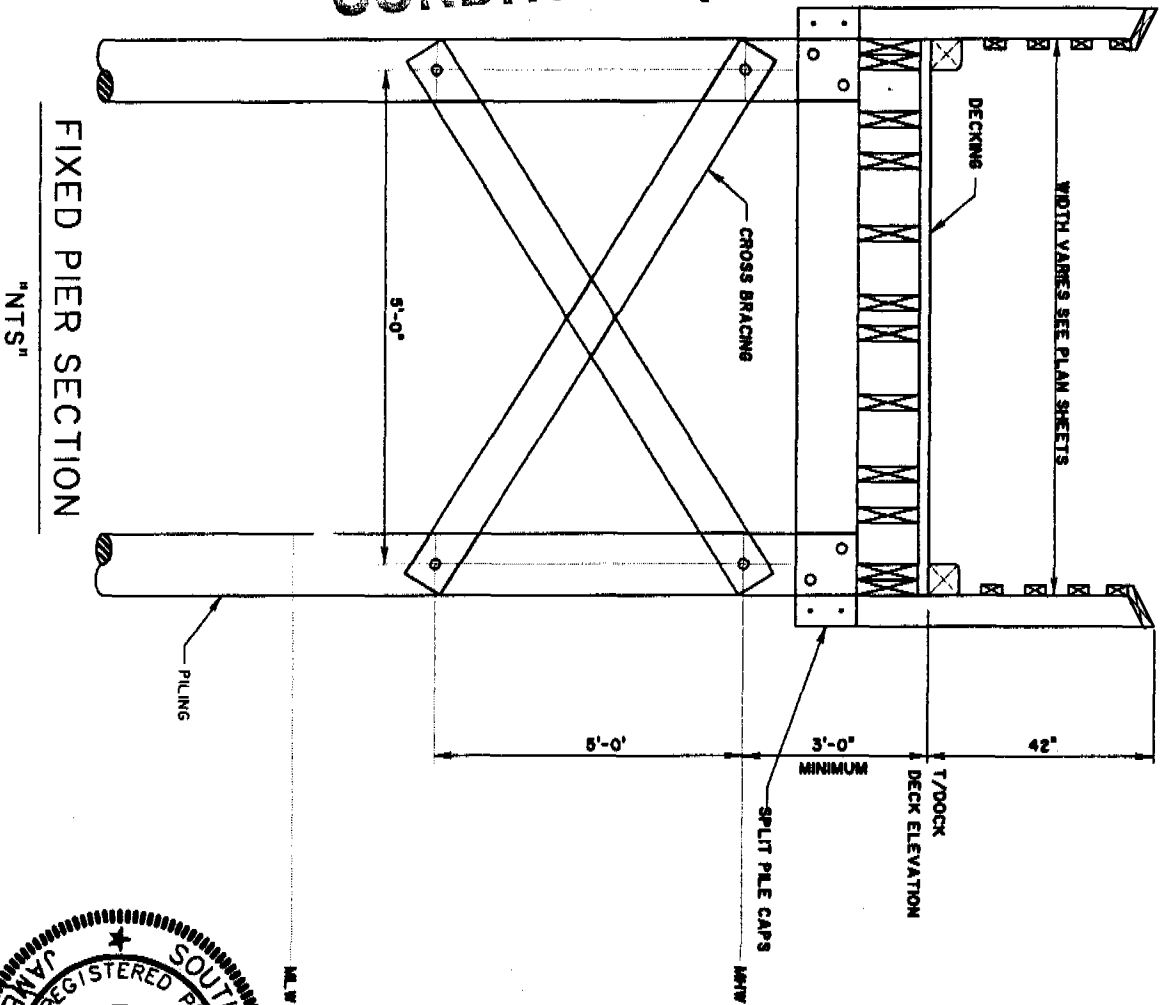
2008-066-111-P

DMD



935 HOUSTON NORTHCUTT
BOULEVARD
MOUNT PLEASANT, SC 29464
(843)849-0200
SAVANNAH, GA
MYRTLE BEACH, SC

SEE SPECIAL
CONDITIONS(B)



STATION ID: 8660092
BATTERY CREEK, BEAUFORT COUNTY
83-00 EPOCH

FIXED PIER SECTION
"NTS"

DETAILS
PROPOSED MARINA

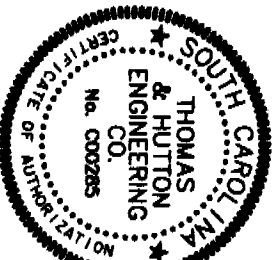
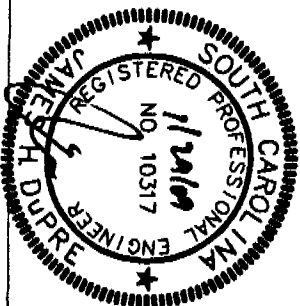
PROPOSED ACTIVITY: PORT ROYAL HARBOUR MARINA
COUNTY: BEAUFORT
APPLICANT: PORT ROYAL HARBOUR, LLC
DECEMBER 19, 2007
REVISED: JANUARY 29, 2009

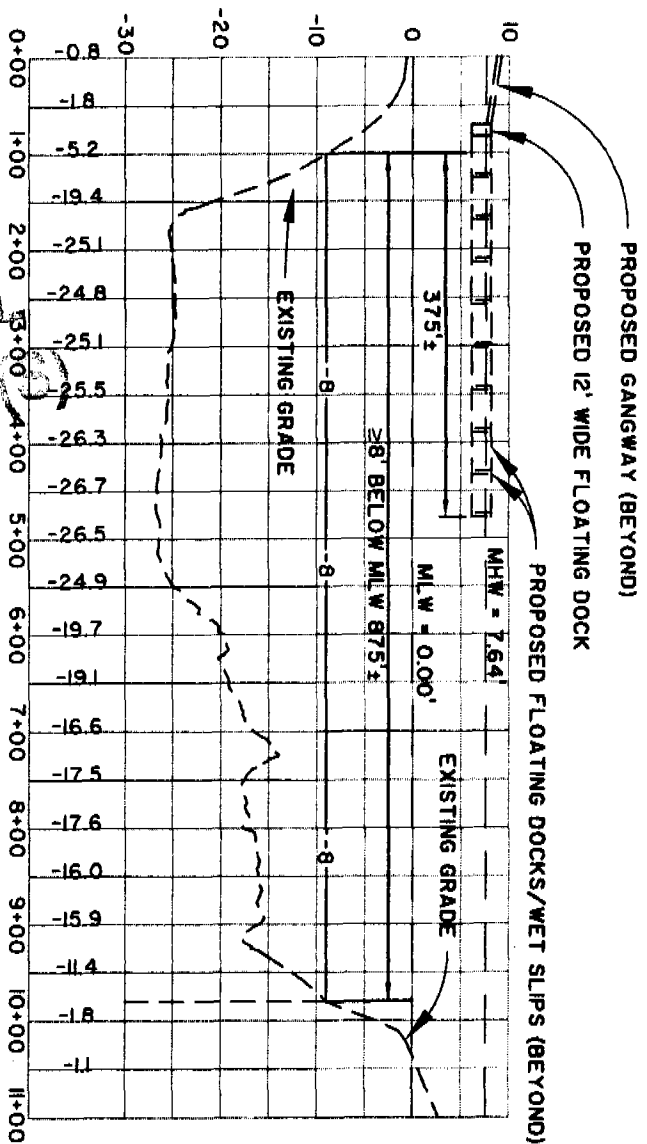
NOTE: FOR PERMITTING PURPOSES ONLY,
NOT FOR CONSTRUCTION

2008-0066-1IT-P

SHEET 19

NOT TO SCALE

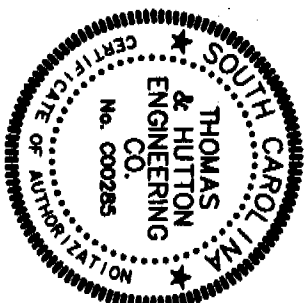
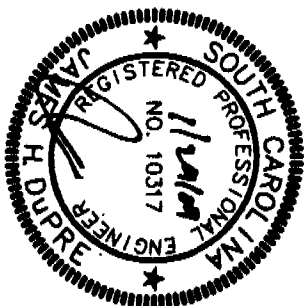




SCALE: 1"=200'

0 100 200 400

SEE SPECIAL
CONDITIONS



THOMAS & HUTTON ENGINEERING
935 HOUSTON NORTH CUT
BOULEVARD
MOUNT PLEASANT, SC 29464
(843)849-0200
SAVANNAH, GA
MYRTLE BEACH, SC

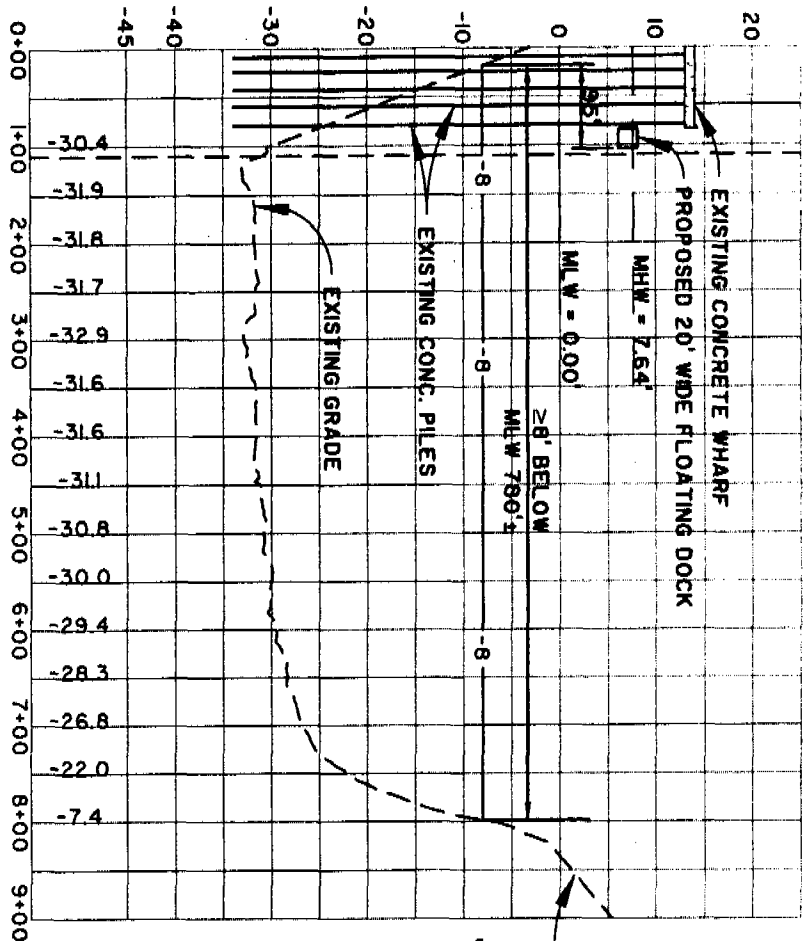
SITE PLAN **PROPOSED MARINA**

NOTE: FOR PERMITTING PURPOSES ONLY,
NOT FOR CONSTRUCTION

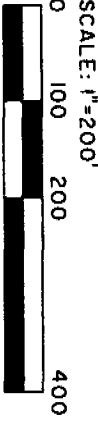
PROPOSED ACTIVITY: PORT ROYAL HARBOUR MARINA
COUNTY: BEAUFORT
APPLICANT: PORT ROYAL HARBOUR, LLC
DECEMBER 19, 2007
REVISED: JANUARY 29, 2009
SCALE 1" = 200'
VERTICAL DATUM: MLW
SHEET 20

2008-0066-11T-P

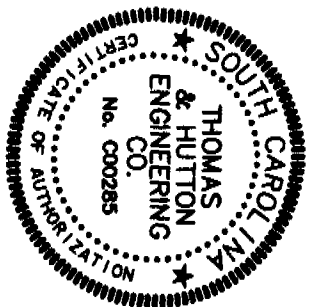
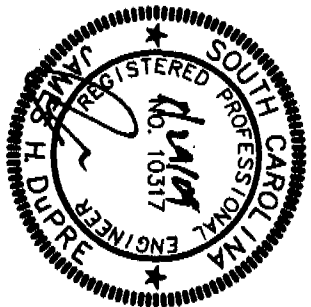
DMV



SECTION B-B



SEE SPECIAL CONDITIONS



THOMAS & HUTTON ENGINEERING
935 HOUSTON NORTHCUIT
BOULEVARD
MOUNT PLEASANT, SC 29464
(843)849-0200
SAVANNAH, GA
MYRTLE BEACH, SC

SITE PLAN
PROPOSED MARINA

NOTE: FOR PERMITTING PURPOSES ONLY,
NOT FOR CONSTRUCTION

PROPOSED ACTIVITY: PORT ROYAL HARBOUR MARINA
COUNTY: BEAUFORT
APPLICANT: PORT ROYAL HARBOUR, LLC
DECEMBER 19, 2007
REVISED: JANUARY 29, 2009
SCALE 1" = 200'
VERTICAL DATUM: MLW
SHEET 21

2008-0066-1IT-2

RMD

JOINT
PUBLIC NOTICE

CHARLESTON DISTRICT, CORPS OF ENGINEERS
69A Hagood Avenue
Charleston, South Carolina 29403-5107

and

THE S.C. DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL
Office of Ocean and Coastal Resource Management
1362 McMillan Avenue, Suite 400
Charleston, South Carolina 29405

REGULATORY DIVISION

20 February 2009

Refer to: P/N # 2008-0066-11T (Revised)

Pursuant to Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403), and the South Carolina Coastal Zone Management Act (48-39-10 et seq.) an application has been submitted to the Department of the Army and the South Carolina Department of Health and Environmental Control by

SOUTH CAROLINA STATE PORTS AUTHORITY
C/O NEWKIRK ENVIRONMENTAL, INC.
P.O. BOX 746
MT. PLEASANT, SOUTH CAROLINA 29465

for a permit to change the use of a wharf at

BATTERY CREEK

Located at the end of Paris Avenue at the former South Carolina State Ports Authority bulk cargo terminal in Port Royal, Beaufort County, South Carolina (32.37248 Latitude/ 80.69247 Longitude)

In order to give all interested parties an opportunity to express their views

NOTICE

is hereby given that written statements regarding the proposed work will be received by both of the above mentioned offices until

12 O'CLOCK NOON, MONDAY, MARCH 9, 2009

from those interested in the activity and whose interests may be affected by the proposed work.

The proposed project involves the change of use of an existing wharf from a South Carolina State Ports Authority (SPA) bulk cargo terminal to a mixed commercial facility that will include a marina offices, restrooms, laundry facilities, bait and tackle retail shop, and utilities and supporting services of the proposed marina. The project will include the removal of the existing building structure and construction of a new 40' wide X 130' long and 22' tall building directly on the wharf. **Please note that this is a revised public notice to include the addition of a change of use for the existing wharf to the overall Port Royal Marina project.**

REGULATORY DIVISION

20 February 2009

Refer to: P/N # 2008-0066-1IT (Revised)

NOTE: Plans depicting the work described in this notice are available and will be provided, upon receipt of a written request, to anyone that is interested in obtaining a copy of the plans for the specific project. The request must identify the project of interest by public notice number and a self-addressed stamped envelope must also be provided for mailing the drawings to you. Your request for drawings should be addressed to the

**U.S. Army Corps of Engineers
ATTN: REGULATORY DIVISION
69A Hagood Avenue
Charleston, South Carolina 29403-5107**

The work shown on this application must also be certified as consistent with applicable provisions of the Coastal Zone Management Program (15 CFR 930). The District Engineer will not process this application to a conclusion until such certification is received. The applicant is hereby advised that supplemental information may be required by the State to facilitate the review. Persons wishing to comment or object to State certification must submit all comments in writing to the South Carolina Department of Health and Environmental Control at the above address within thirty (30) days of the date of this notice.

This initiates the Essential Fish Habitat (EFH) consultation requirements of the Magnuson-Stevens Fishery Conservation and Management Act. Implementation of the proposed project would impact 0 acres of estuarine substrates and emergent wetlands utilized by various life stages of species comprising the red drum, shrimp, and snapper-grouper management complexes. Our initial determination is that the proposed action would not have a substantial individual or cumulative adverse impact on EFH or fisheries managed by the South Atlantic Fishery Management Council and the National Marine Fisheries Service (NMFS). Our final determination relative to project impacts and the need for mitigation measures is subject to review by and coordination with the NMFS.

The District Engineer has consulted the most recently available information and has determined that the project will have no effect on any Federally endangered, threatened, or proposed species and will not result in the destruction or adverse modification of designated or proposed critical habitat. This public notice serves as a request to the U.S. Fish and Wildlife Service and the National Marine Fisheries Service for any additional information they may have on whether any listed or proposed endangered or threatened species or designated or proposed critical habitat may be present in the area which would be affected by the activity, pursuant to Section 7(c) of the Endangered Species Act of 1973 (as amended).

Pursuant to Section 106 of the National Historic Preservation Act (NHPA), this public notice also constitutes a request to Indian Tribes to notify the District Engineer of any historic properties of religious and cultural significance to them that may be affected by the proposed undertaking.

In accordance with the NHPA, the District Engineer has also consulted the latest published version of the National Register of Historic Places for the presence or absence of registered properties, or properties listed as being eligible for inclusion therein, and this worksite is not included as a registered property or property listed as being eligible for inclusion in the Register. To insure that other cultural resources that the District Engineer is not aware of are not overlooked, this public notice also serves as a request to the State Historic Preservation Office to provide any information it may have with regard to historic and cultural resources.

Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for a public hearing shall state, with particularity, the reasons for holding a public hearing.

REGULATORY DIVISION

20 February 2009

Refer to: P/N # 2008-0066-1IT (Revised)

The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which reasonably may be expected to accrue from the project must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the project will be considered including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, flood plain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production and, in general, the needs and welfare of the people. A permit will be granted unless the District Engineer determines that it would be contrary to the public interest. In cases of conflicting property rights, the Corps of Engineers cannot undertake to adjudicate rival claims.

The Corps of Engineers is soliciting comments from the public; Federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this project. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the activity.

If there are any questions concerning this public notice, please contact Tracy C. Dotolo at 843-329-8044 or toll free at 1-866-329-8187.

N:\20854\dwg\PERMIT\marine revised 9-3-08\MarinaP02.dwg Sep 8, 2008 - 9:32:23

NOTES:

1. THE PROJECT LOCATION HAS THE SPECIAL GEOGRAPHICAL CIRCUMSTANCE OF HAVING GREATER THAN 500 FEET OF WATER FRONTAGE.

2. THE PROJECT LOCATION HAS THE SPECIAL GEOGRAPHICAL CIRCUMSTANCE OF NO POTENTIAL ACCESS VIA DOCKAGE FROM THE OPPOSITE SIDE OF THE CREEK.

THOMAS & HUTTON ENGINEERING
935 HOUSTON NORTHWITT
BOULEVARD
MOUNT PLEASANT, SC 29464
(843)849-0200
SAVANNAH, GA
MYRTLE BEACH, SC

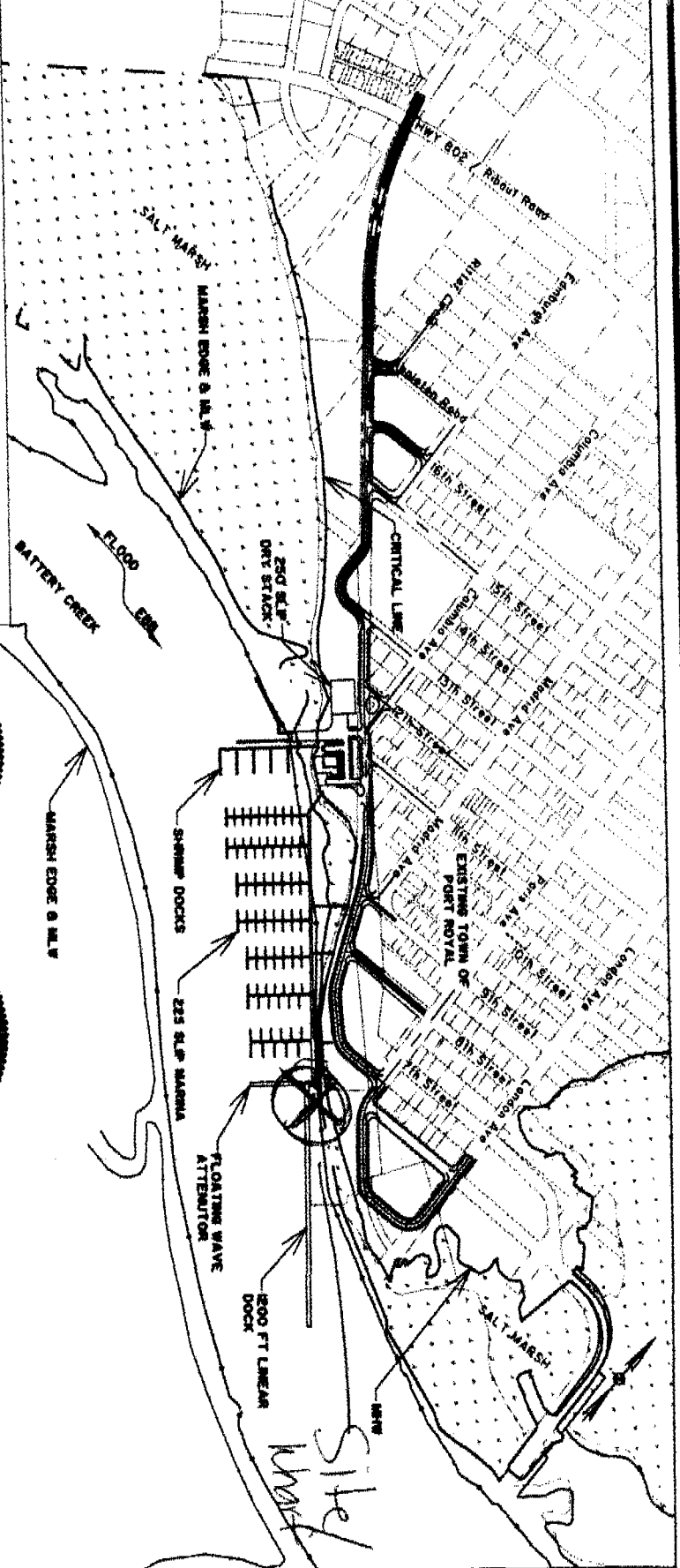
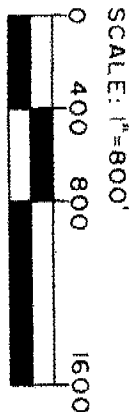
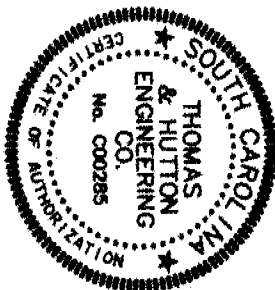
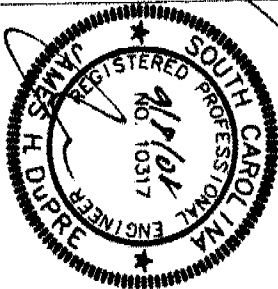
OVERALL PLAN PROPOSED MARINA

Change of Use Permit Application Drawings
SAC 2008-0066-1IT (Revised)

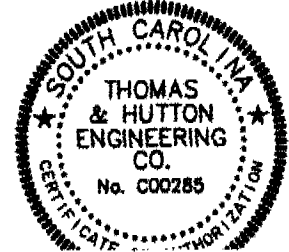
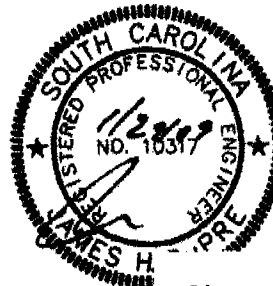
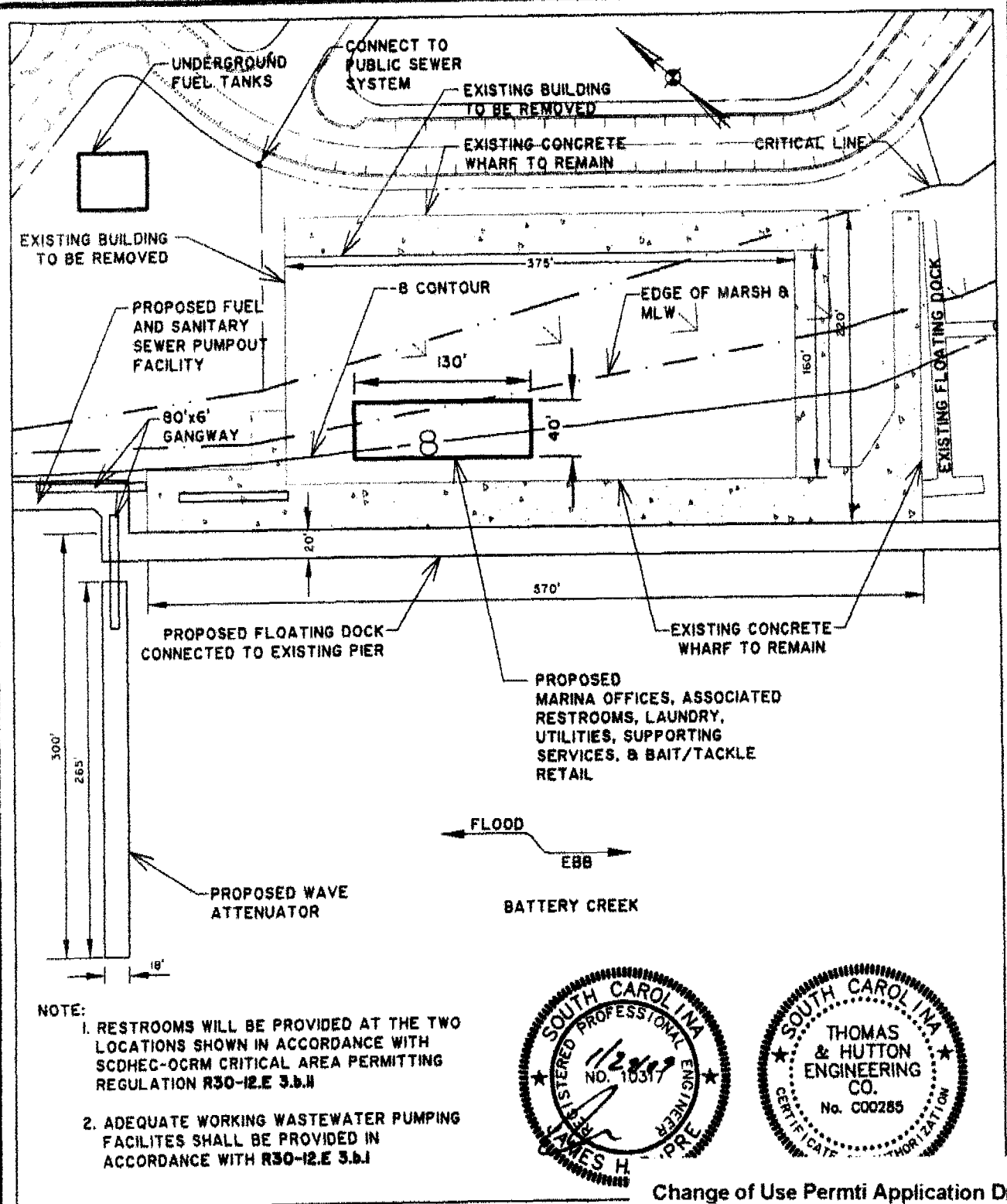
NOTE: FOR PERMITTING PURPOSES ONLY
NOT FOR CONSTRUCTION

SHEET 2

Sheet 1 of 3



N:\2008\4\deg\PERMIT\Marina revised 1-29-09\MarinaP6.dwg, Jan 29, 2009 - 5:01:34



Change of Use Permti Application Drawings
SAC 2008-0066-1IT (Revised)

SITE PLAN PROPOSED MARINA

SCALE: 1" = 100'
0 50 100

Sheet 2 of 3

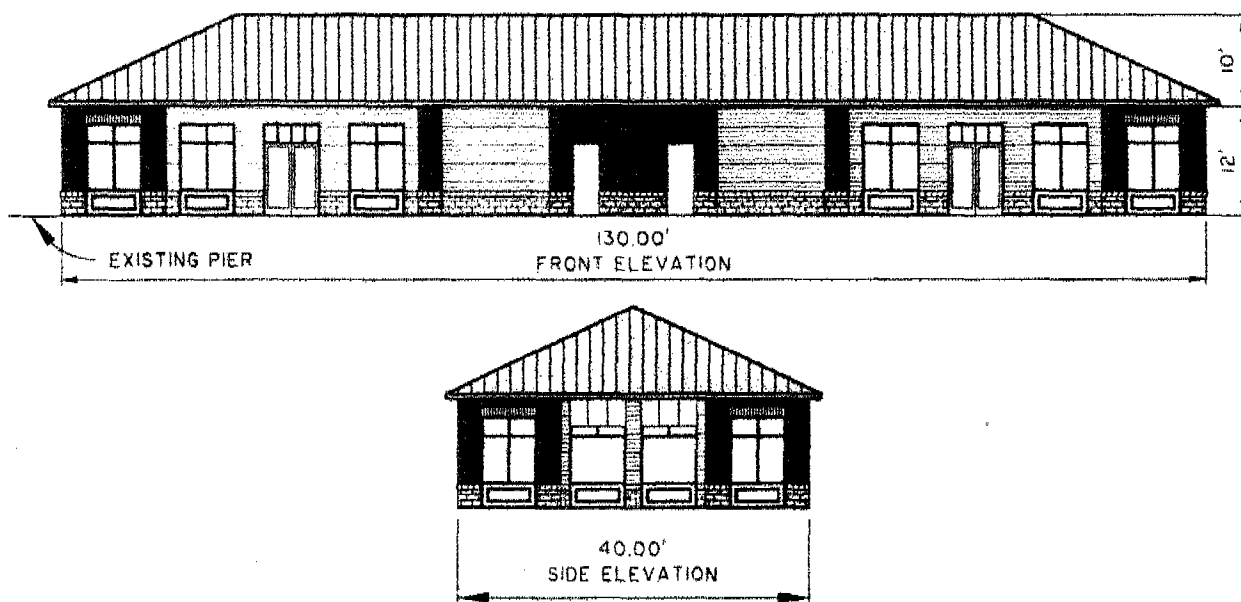
DECEMBER 19, 2007
REVISED: JANUARY 29, 2009

SHEET 8

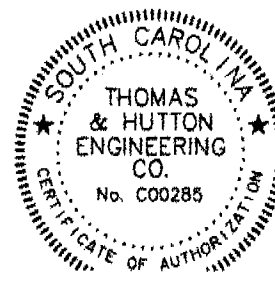
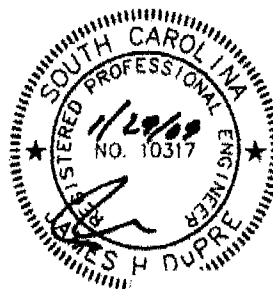
VERTICAL DATUM: MLW

NOTE: FOR PERMITTING PURPOSES ONLY.
NOT FOR CONSTRUCTION

06-07-2018 10:00 AM



MARINA OFFICES ASSOCIATES, RESTROOM,
LAUNDRY, UTILITIES, SUPPORTING SERVICES,
AND BAIT & TACKLE RETAIL



SITE PLAN PROPOSED MARINA

SCALE: 1" = 20'

0 10 20



Change of Use Permti Application Drawings
SAC 2008-0066-1IT (Revised)

Sheet 3 of 3

DECEMBER 19, 2007
REVISED: JANUARY 29, 2009

SHEET 8A

NOTE: FOR PERMITTING PURPOSES ONLY.
NOT FOR CONSTRUCTION